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# SENATE CONCURRENT RESOLUTION

URGING CONGRESS TO PASS THE CLINICAL TREATMENT ACT TO AMEND  
TITLE XIX OF THE SOCIAL SECURITY ACT TO REQUIRE MEDICAID TO  
COVER THE ROUTINE COSTS OF CARE FOR PATIENTS WITH LIFE-  
THREATENING CONDITIONS WHO ARE ENROLLED IN CLINICAL TRIALS.

1           WHEREAS, approximately twenty percent of Americans receive  
2 their health insurance coverage through Medicaid; and

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4           WHEREAS, unlike Medicare and private commercial payers,  
5 Medicaid is not federally required to cover routine care costs,  
6 such as physician visits and laboratory studies, for clinical  
7 trials; and

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9           WHEREAS, only ten states, including Hawai'i, and the  
10 District of Columbia cover clinical trials participation for  
11 Medicaid beneficiaries; and

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13           WHEREAS, Medicaid insures a large portion of people from  
14 racial and ethnic groups who are underrepresented in clinical  
15 trial enrollment; and

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17           WHEREAS, inclusion of all types of patients in cancer  
18 trials is important to help understand disparities in cancer  
19 outcomes, improve the validity of clinical research data, and  
20 improve the quality of new treatments; and

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22           WHEREAS, for patients without acceptable treatment choices,  
23 enrollment in a clinical trial may offer hope for a response to  
24 a new anticancer therapy; and

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26           WHEREAS, guaranteeing Medicaid coverage for patients who  
27 choose to participate in clinical trials will encourage  
28 participation of underrepresented groups; and  
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1       WHEREAS, providing coverage for the routine costs of  
 2 clinical trials may have a minimal effect on overall care costs  
 3 because insurers cover routine costs of care even if a patient  
 4 is not enrolled in a clinical trial and the cost of an  
 5 investigational device or drug would be covered by the trial  
 6 sponsor; and

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 8       WHEREAS, members of Congress recently introduced H.R. 913  
 9 (2019), the Clinical Treatment Act, which would promote access  
 10 to life-saving therapies for Medicaid enrollees by ensuring  
 11 coverage of routine patient costs for items and services  
 12 furnished in connection with participation in qualifying  
 13 clinical trials; now, therefore,

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 15       BE IT RESOLVED by the Senate of the Thirtieth Legislature  
 16 of the State of Hawaii, Regular Session of 2020, the House of  
 17 Representatives concurring, that Congress is urged to pass the  
 18 Clinical Treatment Act to amend title XIX of the Social Security  
 19 Act to require Medicaid to cover the routine costs of care for  
 20 patients with life threatening conditions who are enrolled in  
 21 clinical trials; and

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 23       BE IT FURTHER RESOLVED that certified copies of this  
 24 Concurrent Resolution be transmitted to the Majority Leader of  
 25 the United States Senate, Speaker of the United States House of  
 26 Representatives, and members of the Hawaii congressional  
 27 delegation.

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