

May 11

**End of Federal
Public Health
Emergency and
National
Emergency**

The following will occur as a result of the federal PHE ending on May 11:

Coverage for COVID-19 vaccines: COVID-19 vaccines will be covered without cost sharing for most individuals with Medicare, private or Medicaid coverage.

Coverage for COVID-19 testing: Medicare beneficiaries enrolled in Medicare Part B will continue to have coverage without cost sharing for COVID-19 laboratory tests when ordered by a provider but will no longer have access to free OTC tests. Commercial plans will no longer be required to cover COVID-19 laboratory or OTC tests without cost sharing. Medicaid must offer coverage without cost sharing for COVID-19 tests until **September 30, 2024**. After this date, state coverage will vary.

COVID-19 treatments: COVID-19 treatments may include cost sharing for individuals depending on the type of health coverage. Medicaid programs will continue to cover COVID-19 treatments without cost sharing through **September 30, 2024**. After that, coverage and cost sharing may vary by state. Medicare will cover monoclonal antibody treatment until **December 31, 2023**, and oral antivirals until **December 31, 2024**.

PREP Act liability protections may be impacted. While **COVID-19 countermeasure activities related to a USG agreement (e.g., COVID-19 testing, vaccination, and treatment) will not be affected by the end of the PHE**, PREP Act liability protections for countermeasure activities that are **not related to any USG agreement will end** unless another federal, state, or local emergency declaration is in place for areas where countermeasures are administered.

Telehealth Medicare Flexibilities, which includes flexibility in provider types, originating site, geographic location, and audio-only telemedicine reimbursement, were extended by Congress until **December 31, 2024**.

Continuous coverage in Medicaid was separated from the PHE by Congress. Continuous coverage ends **March 31, 2023** and enhanced federal funding for Medicaid for states will gradually phase out throughout 2023.