

ACA lawsuit threatens access and affordability of preventive care

The undersigned medical associations and societies represent practicing physicians who provide vital preventive health care services to millions of patients. We are extremely concerned that a case before a federal judge in the Northern District of Texas could significantly jeopardize the coverage of preventive health care services for millions of Americans with private health insurance and reverse positive trends in patient health achieved by the early detection and treatment of diseases and other medical conditions.

The Court scheduled a July 26, 2022, hearing to determine the constitutionality of section 2713 of the Affordable Care Act (ACA), which requires non-grandfathered group health plans and health insurance issuers to provide coverage for preventive health care services without patient cost-sharing. For more than a decade, expanded coverage of preventive health care services has made an enormous positive impact on patient health. This court case jeopardizes that progress.

With an adverse ruling, patients would lose access to vital preventive health care services, such as screening for breast cancer, colorectal cancer, cervical cancer, heart disease, diabetes, preeclampsia, and hearing, as well as access to immunizations critical to maintaining a healthy population.

Research shows that, since the enactment of the ACA, millions of patients have benefitted from increased access to preventive health care services without cost-sharing. For example, a January 2022 [report](#) from the U.S. Department of Health and Human Services (HHS) found that more than 150 million people with private insurance – including 58 million women and 37 million children – can receive preventive services without cost-sharing under the ACA. Additionally, the report showed the ACA increased colon cancer screening, vaccinations, use of contraception, and chronic disease screening and [studies](#) have shown a reduction in racial and ethnic disparities in the use of preventive care since the ACA was enacted.

Our patients cannot afford to lose this critical access to preventive health care services. Rolling back this access would reverse important progress and make it harder for physicians to diagnose and treat diseases and medical conditions that, if caught early, are significantly more manageable.