

105TH CONGRESS
1ST SESSION

H. R. 2725

To amend part C of title XVIII of the Social Security Act to repeal the authority to offer private fee-for-service plans under the Medicare+Choice Program.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 23, 1997

M. STARK introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend part C of title XVIII of the Social Security Act to repeal the authority to offer private fee-for-service plans under the Medicare+Choice Program.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. REPEAL OF PRIVATE FEE-FOR-SERVICE PLANS**
4 **UNDER MEDICARE+CHOICE PROGRAM.**

5 (a) IN GENERAL.—Section 1851 of the Social Secu-
6 rity Act (42 U.S.C. 1395w–21), as inserted by section
7 4001 of the Balanced Budget Act of 1997, is amended—

1 (1) in subsection (a)(2), by striking subpara-
2 graph (C); and

3 (2) in subsection (d)(4)(A), by striking clause
4 (iv) and by redesignating the succeeding clauses ac-
5 cordingly.

6 (b) CONFORMING AMENDMENTS.—

7 (1) Section 1852 of such Act (42 U.S.C.
8 1395w–22) is amended—

9 (A) in subsection (a)(3), by striking sub-
10 paragraph (C);

11 (B) in subsection (d), by striking para-
12 graph (4);

13 (C) in subsection (e)(2)(A), by striking “a
14 Medicare+Choice private fee-for-service plan
15 or”;

16 (D) in subsection (e)(2)(B), by striking
17 “MEDICARE+CHOICE PRIVATE FEE-FOR-SERV-
18 ICE PLANS AND” and “a Medicare+Choice pri-
19 vate fee-for-service plan or”;

20 (E) in subsection (e)(3)(A), by striking “a
21 Medicare+Choice private fee-for-service plan
22 or”;

23 (F) in subsection (j), by striking para-
24 graph (6); and

25 (G) in subsection (k)—

1 (i) in paragraph (1), by striking “(a)

2 IN GENERAL.—Except as provided in
3 paragraph (2), a” and inserting “A”, and

4 (ii) by striking paragraph (2).

5 (2) Section 1854 of such Act (42 U.S.C.
6 1395w-24) is amended—

7 (A) in subsection (a)(1)(A), by striking “,
8 (3), or (4)” and inserting “or (3)”;

9 (B) in subsection (a), by striking para-
10 graph (4);

11 (C) in subsection (b)(2)(A), by striking “,
12 or, in the case of a Medicare+Choice private
13 fee-for-service plan, the amount filed under sub-
14 section (a)(4)(A)(ii)”;

15 (D) in subsection (b)(2)(B), by striking “
16 or Medicare+Choice private fee-for-service
17 plan” and “or (4)(B)”;

18 (E) in subsection (e), by striking para-
19 graph (4).

20 (3) Section 1857 of such Act (42 U.S.C.
21 1395w-27) is amended—

22 (A) in subsection (f)(1), by striking “ (or
23 in the case of a Medicare+Choice private fee-
24 for-service plan, if a claim is submitted to such
25 organization by an enrollee)”;

1 (B) in subsection (f)(2), by striking “(or,
2 in the case of a Medicare+Choice private fee-
3 for-service plan, amounts owed to the enroll-
4 ees”; and

5 (C) in subsection (g)(1)(F), by striking “
6 or 1852(k)(2)(A)(ii)”.

7 (4) Section 1859(b) of such Act (42 U.S.C.
8 1395w–29(b)) is amended by striking paragraph (2).

9 (5) Section 1882(u)(1) of such Act (42 U.S.C.
10 1395ss(u)(1)), as amended by section 4002(b) of the
11 Balanced Budget Act of 1997, is amended by strik-
12 ing “or a Medicare+Choice private fee-for-service
13 plan”.

14 (c) EFFECTIVE DATE.—The amendments made by
15 this section shall be effective as if included in the enact-
16 ment of the Balanced Budget Act of 1997.

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