

105TH CONGRESS
2D SESSION

H. R. 4160

To amend title XVIII of the Social Security Act to provide for a special enrollment period for certain military retirees and their dependents to enroll under part B of such title, without penalty for late enrollment, in order to participate in the TRICARE Senior Prime demonstration sites pursuant to the Balanced Budget Act of 1997.

IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 1998

Mr. BONILLA (for himself and Mr. DICKS) introduced the following bill; which was referred to the Committee on Commerce, and in addition to the Committee on Ways and Means, 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 title XVIII of the Social Security Act to provide for a special enrollment period for certain military retirees and their dependents to enroll under part B of such title, without penalty for late enrollment, in order to participate in the TRICARE Senior Prime demonstration sites pursuant to the Balanced Budget Act of 1997.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Military Retiree Health
3 Fairness Act of 1998”.

4 **SEC. 2. MEDICARE PART B SPECIAL ENROLLMENT PERIOD**
5 **AND WAIVER OF PART B LATE ENROLLMENT**
6 **PENALTY FOR CERTAIN MILITARY RETIREES**
7 **AND DEPENDENTS.**

8 Section 1896 of the Social Security Act (42 U.S.C.
9 1395ggg), as added by section 4015 of the Balanced
10 Budget Act of 1997, is amended by adding at the end
11 the following new subsection:

12 “(1) MEDICARE PART B SPECIAL ENROLLMENT PE-
13 RIOD; WAIVER OF PART B PENALTY FOR LATE ENROLL-
14 MENT.—

15 “(1) SPECIAL ENROLLMENT PERIOD.—In the
16 case of an individual who would be a medicare-eli-
17 ble military retiree or dependent under this section
18 but for the requirement under subparagraph (C) of
19 subsection (a)(4), the Secretary shall provide for a
20 special enrollment period during which the individual
21 may enroll under part B.

22 “(2) COVERAGE PERIOD.—In the case of an in-
23 dividual who enrolls during the special enrollment
24 period under paragraph (1), the coverage period
25 under part B shall begin on the first day of the

1 month following the month in which the individual
2 enrolls.

3 “(3) WAIVER OF PART B LATE ENROLLMENT
4 PENALTY.—In the case of an individual who enrolls
5 during the special enrollment period under para-
6 graph (1), there shall be no increase pursuant to
7 section 1839(b) in the monthly premium under part
8 B.”.

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