

111TH CONGRESS  
2D SESSION

# H. R. 5185

To amend titles 10 and 38, United States Code, to increase the maximum age for children eligible for medical care under the TRICARE program and the CHAMPVA program.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 2010

Mr. DEFAZIO (for himself, Mr. DONNELLY of Indiana, and Mr. MARSHALL) introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, 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

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## A BILL

To amend titles 10 and 38, United States Code, to increase the maximum age for children eligible for medical care under the TRICARE program and the CHAMPVA 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. SHORT TITLE.**

4 This Act may be cited as the “Fair Health Care for  
5 Military Families Act”.

1 **SEC. 2. INCREASE OF MAXIMUM AGE FOR CHILDREN ELIGI-**  
2 **BLE FOR MEDICAL CARE UNDER CHAMPVA**  
3 **PROGRAM.**

4 (a) INCREASE.—Section 1781(c) of title 38, United  
5 States Code, is amended—

6 (1) by striking “twenty-three” and inserting  
7 “twenty-six”; and

8 (2) by striking “twenty-third birthday” and in-  
9 serting “twenty-sixth birthday”.

10 (b) EFFECTIVE DATE.—The amendments made by  
11 subsection (a) shall apply with respect to medical care pro-  
12 vided on or after the date of the enactment of this Act.

13 **SEC. 3. INCREASE OF MAXIMUM AGE FOR CHILDREN ELIGI-**  
14 **BLE FOR MEDICAL CARE UNDER TRICARE**  
15 **PROGRAM.**

16 (a) INCREASE.—

17 (1) CHILDREN.—Subparagraph (D) of section  
18 1072(2) of title 10, United States Code, is amend-  
19 ed—

20 (A) in clause (i), by striking “21;” and in-  
21 serting “26; or”;

22 (B) by striking clause (ii);

23 (C) by redesignating clause (iii) as clause  
24 (ii); and

25 (D) in clause (ii), as redesignated by sub-  
26 paragraph (C), by striking “or (ii)”.

1           (2) CUSTODIAL DEPENDENTS.—Clause (ii) of  
2       section 1072(2)(I) of such title is amended—

3                   (A) in subclause (I), by striking “21;” and  
4       inserting “26; or”;

5                   (B) by striking subclause (II);

6                   (C) by redesignating subclause (III) as  
7       subclause (II); and

8                   (D) in subclause (II), as redesignated by  
9       subparagraph (C), by striking “or (II)”.

10       (b) EFFECTIVE DATE.—The amendments made by  
11   subsection (a) shall apply with respect to medical care pro-  
12   vided on or after the date of the enactment of this Act.

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