

116TH CONGRESS
2D SESSION

H. R. 1375

IN THE SENATE OF THE UNITED STATES

DECEMBER 9, 2020

Received; read twice and referred to the Committee on Finance

AN ACT

To amend title XVIII of the Social Security Act to provide for transparency of Medicare secondary payer reporting information, and for other purposes.

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 “Provide Accurate In-
3 formation Directly Act” or “PAID Act”.

4 **SEC. 2. TRANSPARENCY OF MEDICARE SECONDARY PAYER**
5 **REPORTING INFORMATION.**

6 (a) IN GENERAL.—Section 1862(b)(8)(G) of the So-
7 cial Security Act (42 U.S.C. 395y(b)(8)(G)) is amended—

8 (1) by striking “INFORMATION.—The Sec-
9 retary” and inserting “INFORMATION.—

10 “(i) IN GENERAL.—The Secretary”;

11 and

12 (2) by adding at the end the following new
13 clause:

14 “(ii) SPECIFIED INFORMATION.—In
15 responding to any query from an applica-
16 ble plan related to a determination de-
17 scribed in subparagraph (A)(i), the Sec-
18 retary, notwithstanding any other provision
19 of law, shall provide to such applicable
20 plan—

21 “(I) whether a claimant subject
22 to the query is, or during the pre-
23 ceding 3-year period has been, entitled
24 to benefits under the program under
25 this title on any basis; and

1 “(II) to the extent applicable, the
2 plan name and address of any Medi-
3 care Advantage plan under part C
4 and any prescription drug plan under
5 part D in which the claimant is en-
6 rolled or has been enrolled during
7 such period.”.

8 (b) **EFFECTIVE DATE.**—The amendments made by
9 subsection (a) shall apply with respect to queries from
10 plans made on or after the date that is one year after
11 the date of the enactment of this Act.

12 **SEC. 3. DEPOSIT OF SAVINGS INTO MEDICARE IMPROVE-**
13 **MENT FUND.**

14 Section 1898(b)(1) of the Social Security Act (42
15 U.S.C. 1395iii(b)(1)) is amended by striking “\$0” and in-
16 serting “\$30,000,000”.

17 **SEC. 4. DETERMINATION OF BUDGETARY EFFECTS.**

18 The budgetary effects of this Act, for the purpose of
19 complying with the Statutory Pay-As-You-Go Act of 2010,
20 shall be determined by reference to the latest statement
21 titled “Budgetary Effects of PAYGO Legislation” for this
22 Act, submitted for printing in the Congressional Record
23 by the Chairman of the House Budget Committee, pro-

1 vided that such statement has been submitted prior to the
2 vote on passage.

Passed the House of Representatives December 8,
2020.

Attest: CHERYL L. JOHNSON,
Clerk.