

116TH CONGRESS
2D SESSION

S. 4746

To permit reenrollment and establishment by retiree beneficiaries of monthly enrollment fee payment for TRICARE Select at any time during 2021, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 29, 2020

Mr. DAINES introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To permit reenrollment and establishment by retiree beneficiaries of monthly enrollment fee payment for TRICARE Select at any time during 2021, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “TRICARE Retiree
5 Protection Act”.

1 **SEC. 2. REENROLLMENT AND ESTABLISHMENT BY RETIREE**
 2 **BENEFICIARIES OF MONTHLY ENROLLMENT**
 3 **FEE PAYMENT FOR TRICARE SELECT AT ANY**
 4 **TIME DURING 2021.**

5 (a) IN GENERAL.—A covered beneficiary described in
 6 subsection (b) may, at any time during 2021, reenroll in
 7 TRICARE Select.

8 (b) COVERED BENEFICIARIES.—A covered bene-
 9 ficiary described in this subsection is any covered bene-
 10 ficiary in the retired category who—

11 (1) is enrolled in TRICARE Select as of De-
 12 cember 31, 2020; but

13 (2) does not establish monthly enrollment fee
 14 payment for TRICARE Select during 2021 during
 15 the 2020 TRICARE Open Season.

16 (c) REQUIREMENTS IN CONNECTION WITH RE-
 17 ENROLLMENT.—

18 (1) IN GENERAL.—A covered beneficiary who
 19 reenrolls in TRICARE Select pursuant to subsection

20 (a) shall, at the time of reenrollment—

21 (A) pay a portion of the annual enrollment
 22 fee for TRICARE Select for 2021 equal to—

23 (i) the monthly enrollment fee pay-
 24 ment for TRICARE Select during 2021
 25 applicable to the covered beneficiary; multi-
 26 plied by

1 (ii) the number of months in 2021
 2 that have elapsed as of the date of re-
 3 enrollment; and

4 (B) establish month enrollment fee pay-
 5 ment for TRICARE Select during 2021 for the
 6 remaining months of 2021.

7 (2) PARTIAL MONTH.—For purposes of para-
 8 graph (1)(A)(ii), the month in which a covered bene-
 9 ficiary reenrolls in TRICARE Select shall be treated
 10 as a full month.

11 (d) DEFINITIONS.—In this section:

12 (1) The term “covered beneficiary in the retired
 13 category” means any covered beneficiary enrolled in
 14 TRICARE Select in the retired category under sec-
 15 tion 1075(b)(1)(B) of title 10, United States Code.

16 (2) The term “TRICARE Select” means the
 17 option under the TRICARE program established
 18 pursuant to section 1075 of title 10, United States
 19 Code.

20 (3) The term “2020 TRICARE Open Season”
 21 means the period in 2020 for enrollment in and elec-
 22 tion of options regarding participation in the
 23 TRICARE program during 2021, namely the period
 24 beginning November 9, 2020, and ending December
 25 14, 2020.

1 (4) The terms “covered beneficiary” and
2 “TRICARE program” have the meaning given such
3 terms in section 1072 of title 10, United States
4 Code.

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