

118TH CONGRESS  
1ST SESSION

# H. R. 814

To protect benefits provided under Social Security, Medicare, and any other program of benefits administered by the Social Security Administration or the Centers for Medicare and Medicaid Services.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 2, 2023

Mr. POCAN (for himself, Mr. DOGGETT, and Mr. FROST) introduced the following bill; which was referred to the Committee on Rules

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## A BILL

To protect benefits provided under Social Security, Medicare, and any other program of benefits administered by the Social Security Administration or the Centers for Medicare and Medicaid Services.

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 “Protect Social Security  
5 and Medicare Act”.

1 **SEC. 2. SUPERMAJORITY VOTE REQUIRED TO CUT BENE-**  
2 **FITS ADMINISTERED BY SOCIAL SECURITY**  
3 **ADMINISTRATION OR CENTERS FOR MEDI-**  
4 **CARE AND MEDICAID SERVICES.**

5 (a) SUPERMAJORITY VOTE REQUIREMENT.—A bill or  
6 joint resolution, or any amendment offered to a bill or  
7 joint resolution, which contains any provision which, if en-  
8 acted, would result in the reduction of any existing benefit  
9 provided or administered by the Social Security Adminis-  
10 tration or the Centers for Medicare and Medicaid Services  
11 may not be considered in the House of Representatives  
12 or the Senate unless two-thirds of the Members present  
13 and voting agree to a motion to consider the bill, joint  
14 resolution, or amendment with the provision included.

15 (b) EXCEPTION FOR PAYMENTS TO MEDICARE AD-  
16 VANTAGE PLANS.—Subsection (a) does not apply to any  
17 provision which, if enacted, would result in the reduction  
18 of any payment made to a Medicare Advantage plan under  
19 part C of title XVIII of the Social Security Act (42 U.S.C.  
20 1395w–21 et seq.), but only if the provision would, if en-  
21 acted, result in an increase in the amount of payments  
22 made for other purposes under title XVIII of the Social  
23 Security Act in an amount equal to or greater than the  
24 amount of the reduction in payment made to the Medicare  
25 Advantage plan.

1 **SEC. 3. DETERMINATION OF REDUCTION OF BENEFITS.**

2       During the consideration of a bill, joint resolution,  
3 or amendment in the House of Representatives or Senate,  
4 any determination regarding whether a provision in the  
5 bill, joint resolution, or amendment would, if enacted, re-  
6 sult in a reduction described in section 2(a) or a reduction  
7 or increase described in section 2(b) shall be made solely  
8 on the basis of a determination made by the Office of the  
9 Chief Actuary of the Social Security Administration.

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