

118TH CONGRESS
2D SESSION

H. R. 8725

To require the Secretary of Health and Human Services to submit to Congress a report on the option to elect to pay cost-sharing under a prescription drug plan or MA–PD plan in monthly capped amounts.

IN THE HOUSE OF REPRESENTATIVES

JUNE 13, 2024

Ms. CARAVEO (for herself, Mrs. KIGGANS of Virginia, and Mr. KEAN of New Jersey) introduced the following bill; which was referred to the Committee on Energy and 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 require the Secretary of Health and Human Services to submit to Congress a report on the option to elect to pay cost-sharing under a prescription drug plan or MA–PD plan in monthly capped amounts.

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 “Increasing Medication
5 Access for Seniors Act of 2024”.

1 **SEC. 2. REPORTS ON MEDICARE PART D MONTHLY CAPPED**
2 **COST-SHARING OPTION.**

3 (a) REPORTS.—Not later than March 31, 2026, and
4 not less frequently than every year thereafter until March
5 31, 2031, the Secretary of Health and Human Services
6 (in this section referred to as the “Secretary”) shall sub-
7 mit to Congress a report on the option to elect to pay
8 cost-sharing under a prescription drug plan or MA–PD
9 plan in monthly capped amounts under section 1860D–
10 2(b)(2)(E)(i) of the Social Security Act (42 U.S.C.
11 1395w–102(b)(2)(E)(i)), including, with respect to the 1-

12 year period ending on the date that is 1 year before the
13 date on which the report is required to be submitted—

14 (1) the number of Medicare part D enrollees
15 who made such an election during such period;

16 (2) an estimate of the number of Medicare part
17 D enrollees who did not make such an election and
18 incurred out-of-pocket costs with respect to covered
19 part D drugs during such period that make it likely
20 such enrollees may benefit from making such an
21 election, as determined by the Secretary;

22 (3) a description of any steps taken by the Sec-
23 retary during such period to implement a mechanism
24 to allow a Medicare part D enrollee to make such
25 election at the point-of-sale of a covered part D
26 drug, including information on how such a mecha-

1 nism may be made available for every Medicare part
2 D enrollee;

3 (4) a description of each method used by the
4 Secretary during such period to facilitate making
5 such an election, including—

6 (A) the Medicare.gov website;

7 (B) the notice distributed pursuant to sec-
8 tion 1804(a) of the Social Security Act (42
9 U.S.C. 1395b–2(a)) (commonly known as the
10 Medicare & You handbook);

11 (C) the toll-free telephone number 1–800–
12 MEDICARE; and

13 (D) resources for health care providers;
14 and

15 (5) a description of any other outreach efforts
16 the Secretary conducted with respect to such option
17 during such period, including outreach to—

18 (A) health care provider associations and
19 societies;

20 (B) patient and consumer advocacy groups
21 that represent Medicare part D enrollees;

22 (C) pharmacy benefit managers;

23 (D) pharmacies; and

24 (E) health insurance providers.

25 (b) DEFINITIONS.—In this section:

1 (1) MEDICARE PART D ENROLLEE.—The term
2 “Medicare part D enrollee” means an individual en-
3 rolled in a prescription drug plan or MA–PD plan
4 under part D of title XVIII of the Social Security
5 Act (42 U.S.C. 1395w–101 et seq.).

6 (2) MEDICARE PART D TERMS.—The terms
7 “covered part D drug”, “prescription drug plan”,
8 and “MA–PD plan” have the meanings given each
9 such term in part D of title XVIII of the Social Se-
10 curity Act (42 U.S.C. 1395w–101 et seq.).

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