

118TH CONGRESS
2D SESSION

S. 3951

To amend title XVIII of the Social Security Act to provide for adjustments to the Medicare part D cost-sharing reductions for low-income individuals.

IN THE SENATE OF THE UNITED STATES

MARCH 14, 2024

Mr. CASEY introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XVIII of the Social Security Act to provide for adjustments to the Medicare part D cost-sharing reductions for low-income individuals.

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 “Cutting Copays Act”.

5 **SEC. 2. ADJUSTMENTS TO MEDICARE PART D COST-SHAR-**
6 **ING REDUCTIONS FOR LOW-INCOME INDIVID-**
7 **UALS.**

8 Section 1860D–14(a) of the Social Security Act (42
9 U.S.C. 1395w–114(a)) is amended—

1 (1) in paragraph (1)(D)(ii), by striking “that
2 does not exceed \$1 for” and all that follows through
3 the period at the end and inserting “that does not
4 exceed—

5 “(I) for a plan year before
6 2026—

7 “(aa) for a generic drug or a
8 preferred drug that is a multiple
9 source drug (as defined in section
10 1927(k)(7)(A)(i)), \$1 or, if less,
11 the copayment amount applicable
12 to an individual under clause
13 (iii); and

14 “(bb) for any other drug, \$3
15 or, if less, the copayment amount
16 applicable to an individual under
17 clause (iii); and

18 “(II) for plan year 2026 and
19 each subsequent plan year—

20 “(aa) for a generic drug, \$0;

21 “(bb) for a preferred drug
22 that is a multiple source drug (as
23 defined in section
24 1927(k)(7)(A)(i)), the dollar
25 amount applied under this clause

1 for such a drug for the preceding
2 year, increased by the annual
3 percentage increase in the con-
4 sumer price index (all items; U.S.
5 city average) as of September of
6 such preceding year, or, if less,
7 the copayment amount applicable
8 to an individual under clause
9 (iii); and

10 “(cc) for a drug not de-
11 scribed in either item (aa) or
12 (bb), the dollar amount applied
13 under this clause for such a drug
14 for the preceding year, increased
15 in the manner specified in item
16 (bb), or, if less, the copayment
17 amount applicable to an indi-
18 vidual under clause (iii).

19 Any amount established under item (bb) or
20 (cc) of subclause (II), that is based on an
21 increase of \$1 or \$3, that is not a multiple
22 of 5 cents or 10 cents, respectively, shall
23 be rounded to the nearest multiple of 5
24 cents or 10 cents, respectively.”; and

- 1 (2) in paragraph (4)(A)(ii), by inserting “(be-
- 2 fore 2026)” after “a subsequent year”.

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