

# Union Calendar No. 726

115TH CONGRESS  
2D SESSION

# H. R. 6662

**[Report No. 115–935, Part I]**

To amend title XVIII of the Social Security Act to extend the special election period under part C of the Medicare program for certain deemed individuals enrolled in a reasonable cost reimbursement contract to certain nondeemed individuals enrolled in such contract.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 10, 2018

Mr. PAULSEN (for himself and Mr. KIND) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, 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

SEPTEMBER 10, 2018

Reported from the Committee on Ways and Means with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

SEPTEMBER 10, 2018

Committee on Energy and Commerce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on August 10, 2018]

# **A BILL**

To amend title XVIII of the Social Security Act to extend the special election period under part C of the Medicare program for certain deemed individuals enrolled in a reasonable cost reimbursement contract to certain non-deemed individuals enrolled in such contract.

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 “Empowering Seniors’*  
 5 *Enrollment Decision Act of 2018”.*

6 **SEC. 2. EXTENDING THE SPECIAL ELECTION PERIOD**

7 **UNDER PART C OF THE MEDICARE PROGRAM**

8 **FOR CERTAIN DEEMED INDIVIDUALS EN-**

9 **ROLLED IN A REASONABLE COST REIMBURSE-**

10 **MENT CONTRACT TO CERTAIN NONDEEMED**

11 **INDIVIDUALS ENROLLED IN SUCH CONTRACT.**

12 *Section 1851(e)(2)(F) of the Social Security Act (42*  
 13 *U.S.C. 1395w–21(e)(2)(F)) is amended—*

14 *(1) in the header, by striking “DEEMED ELEC-*  
 15 *TIONS” and inserting “INDIVIDUALS ENROLLED IN A*  
 16 *REASONABLE COST REIMBURSEMENT CONTRACT”; and*

17 *(2) by amending clause (i) to read as follows:*

18 *“(i) IN GENERAL.—*

19 *“(I) ELECTION PERIOD.—At any*  
 20 *time during the period beginning after*  
 21 *the last day of the annual, coordinated*  
 22 *election period under paragraph (3)*  
 23 *occurring during an applicable plan*  
 24 *year and ending on the last day of*  
 25 *February of the first plan year fol-*

1            *lowing such applicable plan year, an*  
2            *individual who is an eligible indi-*  
3            *vidual (as defined in subclause (II))*  
4            *with respect to such applicable plan*  
5            *year may change the election under*  
6            *subsection (a)(1) (including changing*  
7            *the MA plan or MA–PD plan in which*  
8            *the individual is enrolled) for such*  
9            *first plan year.*

10            *“(II) ELIGIBLE INDIVIDUAL.—In*  
11            *this clause, the term ‘eligible indi-*  
12            *vidual’ means, with respect to a plan*  
13            *year, an individual enrolled in a rea-*  
14            *sonable cost reimbursement contract*  
15            *under section 1876(h) that was ex-*  
16            *tended or renewed for the last reason-*  
17            *able cost reimbursement contract year*  
18            *of the contract (as described in sub-*  
19            *clause (I) of section 1876(h)(5)(C)(iv))*  
20            *pursuant to such section.”.*



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