

104TH CONGRESS
1ST SESSION

H. R. 559

To amend title XVIII of the Social Security Act to limit the penalty for late enrollment under the medicare program to 10 percent and twice the period of no enrollment.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 18, 1995

Mr. FRANK of Massachusetts introduced the following bill; which was referred to the Committee on 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 amend title XVIII of the Social Security Act to limit the penalty for late enrollment under the medicare program to 10 percent and twice the period of no enrollment.

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. LIMITING MEDICARE LATE ENROLLMENT PEN-**
4 **ALTY TO 10 PERCENT AND TWICE THE PE-**
5 **RIOD OF NO ENROLLMENT.**

6 (a) IN GENERAL.—The first sentence of section
7 1839(b) of the Social Security Act (42 U.S.C. 1395r(b))

1 is amended by striking “10 percent of the monthly pre-
2 mium so determined for each full 12 months” and insert-
3 ing “10 percent of the monthly premium so determined
4 for premiums paid during a period equal to twice the num-
5 ber of months in each of the full periods of 12 months”.

6 (b) CONFORMING AMENDMENTS.—(1) Section
7 1818(c) of such Act (42 U.S.C. 1395i–2(c)) is amended—

8 (A) by striking paragraph (6); and

9 (B) by redesignating paragraphs (7) through
10 (9) as paragraphs (6) through (8), respectively.

11 (2) Section 1818(g)(2)(B) of such Act (42 U.S.C.
12 1395i–2(g)(2)(B)) is amended by striking “by substitut-
13 ing” and all that follows and inserting the following: “by
14 substituting ‘section 1818 (without any increase resulting
15 from the application of section 1839(b) to such section)’
16 for ‘section 1839 (without any increase under subsection
17 (b) thereof)’.”.

18 (c) EFFECTIVE DATE.—(1) The amendments made
19 by this section shall apply to premiums paid for months
20 beginning after the end of the 90-day period beginning
21 on the date of the enactment of this Act.

22 (2) In applying these amendments, months (before,
23 during, or after the month in which this Act is enacted)
24 in which an individual was or is required to pay an in-
25 creased premium shall be taken into account in determin-

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- 1 ing the month in which the premium will no longer be sub-
- 2 ject to an increase.

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