

105TH CONGRESS  
2D SESSION

# H. R. 4160

To amend title XVIII of the Social Security Act to provide for a special enrollment period for certain military retirees and their dependents to enroll under part B of such title, without penalty for late enrollment, in order to participate in the TRICARE Senior Prime demonstration sites pursuant to the Balanced Budget Act of 1997.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 1998

Mr. BONILLA (for himself and Mr. DICKS) 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

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## A BILL

To amend title XVIII of the Social Security Act to provide for a special enrollment period for certain military retirees and their dependents to enroll under part B of such title, without penalty for late enrollment, in order to participate in the TRICARE Senior Prime demonstration sites pursuant to the Balanced Budget Act of 1997.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Military Retiree Health  
3 Fairness Act of 1998”.

4 **SEC. 2. MEDICARE PART B SPECIAL ENROLLMENT PERIOD**  
5 **AND WAIVER OF PART B LATE ENROLLMENT**  
6 **PENALTY FOR CERTAIN MILITARY RETIREES**  
7 **AND DEPENDENTS.**

8 Section 1896 of the Social Security Act (42 U.S.C.  
9 1395ggg), as added by section 4015 of the Balanced  
10 Budget Act of 1997, is amended by adding at the end  
11 the following new subsection:

12 “(1) MEDICARE PART B SPECIAL ENROLLMENT PE-  
13 RIOD; WAIVER OF PART B PENALTY FOR LATE ENROLL-  
14 MENT.—

15 “(1) SPECIAL ENROLLMENT PERIOD.—In the  
16 case of an individual who would be a medicare-eligi-  
17 ble military retiree or dependent under this section  
18 but for the requirement under subparagraph (C) of  
19 subsection (a)(4), the Secretary shall provide for a  
20 special enrollment period during which the individual  
21 may enroll under part B.

22 “(2) COVERAGE PERIOD.—In the case of an in-  
23 dividual who enrolls during the special enrollment  
24 period under paragraph (1), the coverage period  
25 under part B shall begin on the first day of the

1 month following the month in which the individual  
2 enrolls.

3 “(3) WAIVER OF PART B LATE ENROLLMENT  
4 PENALTY.—In the case of an individual who enrolls  
5 during the special enrollment period under para-  
6 graph (1), there shall be no increase pursuant to  
7 section 1839(b) in the monthly premium under part  
8 B.”.

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