

107TH CONGRESS  
1ST SESSION

# H. R. 2332

To amend title 10, United States Code, to provide for expanded eligibility for participation by members of the Selected Reserve and their dependents in the TRICARE program.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 2001

Mr. ANDREWS introduced the following bill; which was referred to the Committee on Armed Services

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## A BILL

To amend title 10, United States Code, to provide for expanded eligibility for participation by members of the Selected Reserve and their dependents in the TRICARE program.

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. FINDINGS.**

4 Congress makes the following findings:

5 (1) The Selected Reserve of the Ready Reserve  
6 of the Armed Forces is the element of the Armed  
7 Forces of the United States that has the capability

1 quickly to augment the active duty forces of the  
2 Armed Forces successfully in times of crisis.

3 (2) The Selected Reserve has been assigned in-  
4 creasingly critical levels of responsibility for carrying  
5 out the worldwide military missions of the Armed  
6 Forces since the end of the Cold War.

7 (3) Members of the Selected Reserve have  
8 served proudly as mobilized forces in numerous thea-  
9 ters from Europe to the Pacific and South America,  
10 indeed, around the world.

11 (4) The active duty forces of the Armed Forces  
12 cannot successfully perform all of the national secu-  
13 rity missions of the Armed Forces without aug-  
14 mentation by the Selected Reserve.

15 (5) The high and increasing tempo of activity  
16 of the Selected Reserve causes turbulence in the re-  
17 lationships of members of the Selected Reserve with  
18 their families, employers, and reserve units.

19 (6) The turbulence often results from lengthy,  
20 sometimes year-long, absences of the members of the  
21 Selected Reserve from their families and their civil-  
22 ian jobs in the performance of military duties nec-  
23 essary for the execution of essential missions.

24 (7) Family turbulence includes the difficulties  
25 associated with vacillation between coverage of mem-

1       bers’ families for health care under civilian health  
2       benefits plans and coverage under the military  
3       health benefits options.

4               (8) Up to 200,000 members of the Selected Re-  
5       serve, including, in particular, self-employed mem-  
6       bers, do not have adequate health benefits.

7       **SEC. 2. PARTICIPATION BY MEMBERS OF THE SELECTED**  
8                       **RESERVE AND THEIR DEPENDENTS IN THE**  
9                       **TRICARE PROGRAM.**

10       (a) IN GENERAL.—Chapter 55 of title 10, United  
11       States Code, is amended by inserting after section 1076a  
12       the following new section:

13       **“§ 1076b. TRICARE program: participation by mem-**  
14                       **bers of the Selected Reserve and their de-**  
15                       **pendents**

16       “(a) IN GENERAL.—(1) A member of the Selected  
17       Reserve shall be eligible to receive health care under  
18       TRICARE Standard. Such a member shall be required to  
19       pay 40 percent of the premiums associated with participa-  
20       tion in TRICARE Standard, and the Government shall be  
21       required to pay 60 percent of such premiums.

22       “(2) Participation of a member of the Selected Re-  
23       serve in TRICARE Standard shall not effect the enroll-  
24       ment of such member in TRICARE Prime if such member  
25       is called to active duty.

1       “(b) DEPENDENTS.—(1) A dependent of a member  
2 of the Selected Reserve shall be eligible to receive health  
3 care under TRICARE Standard. Such a member shall be  
4 required to pay 40 percent of the premiums associated  
5 with participation by the dependent in TRICARE Stand-  
6 ard, and the Government shall be required to pay 60 per-  
7 cent of such premiums.

8       “(2) Participation of a dependent of a member of the  
9 Selected Reserve in TRICARE Standard shall not effect  
10 the enrollment of such dependent in TRICARE Prime if  
11 such member is called to active duty.

12       “(c) PERIOD FOR ELECTION TO PARTICIPATE.—  
13 Each year the Secretary of Defense shall specify a period  
14 for election to participate in TRICARE Standard under  
15 subsections (a) and (b). The duration of the annual period  
16 may be any period of 90 or more days specified by the  
17 Secretary.

18       “(d) TERMINATION OF PARTICIPATION.—(1) If the  
19 status of a person as a member of the Selected Reserve  
20 terminates, the participation of that person, or a depend-  
21 ent of such person, in TRICARE Standard by reason of  
22 eligibility under this section terminates on the effective  
23 date of that termination of status.

24       “(2) No portion of a premium paid for participation  
25 in TRICARE Standard under subsection (a) or (b) shall

1 be refunded to a person whose participation in TRICARE  
2 Standard is terminated under paragraph (1).

3       “(e) FUTURE APPLICABILITY OF PREMIUMS AL-  
4 READY PAID.—Premiums paid for participation in  
5 TRICARE Standard under this section for a period dur-  
6 ing which a member or dependent is enrolled in TRICARE  
7 Prime as a result of the member being called to active  
8 duty shall be applied to a period during which the member  
9 or dependent is no longer enrolled in TRICARE Prime.

10       “(f) SELECTED RESERVE.—In this section, the term  
11 ‘Selected Reserve’ has the meaning of that term as used  
12 in section 10143 of this title.”.

13       (b) CONFORMING AMENDMENT.—The table of sec-  
14 tions at the beginning of such chapter is amended by in-  
15 serting after the item relating to section 1076a the fol-  
16 lowing new item:

“1076b. TRICARE program: participation by members of the Selected Reserve  
and their dependents.”.

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