

108TH CONGRESS  
1ST SESSION

# H. R. 2631

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IN THE SENATE OF THE UNITED STATES

JULY 9, 2003

Received; read twice and referred to the Committee on Governmental Affairs

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## AN ACT

To provide that the actuarial value of the prescription drug benefits offered to Medicare eligible enrollees by a plan under the Federal employees health benefits program shall be at least equal to the actuarial value of the prescription drug benefits offered by such plan to its enrollees generally.

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. NEGOTIATIONS BY THE OFFICE OF PERSONNEL**  
4 **MANAGEMENT.**

5       Section 8902 of title 5, United States Code, is  
6 amended by adding at the end the following:

7       “(p)(1) A contract may not be made or a plan ap-  
8 proved which does not offer to Medicare eligible enrollees  
9 prescription drug benefits the actuarial value of which is  
10 at least equal to the actuarial value of the prescription  
11 drug benefits which are offered to enrollees under the plan  
12 generally.

13       “(2) For purposes of this subsection, the Director of  
14 the Office of Personnel Management shall establish proc-  
15 esses and methods for determining the actuarial value of  
16 prescription drug benefits.”.

17 **SEC. 2. EFFECTIVE DATE.**

18       The amendment made by section 1 shall apply with  
19 respect to contract years beginning after the date of enact-  
20 ment of this Act.

Passed the House of Representatives July 8, 2003.

Attest:

JEFF TRANDAHL,

*Clerk.*