

109TH CONGRESS
1ST SESSION

H. R. 1382

To provide for a one-year delay in the implementation of the voluntary prescription drug benefit program, and to provide for a one-year extension of the Medicare prescription drug discount card and transitional assistance program and of the coverage of prescription drugs under the Medicaid Program.

IN THE HOUSE OF REPRESENTATIVES

MARCH 17, 2005

Mr. FLAKE (for himself, Mr. MCHENRY, Mr. FEENEY, Mr. MILLER of Florida, Mr. PENCE, Mr. PAUL, Mr. TANCREDO, and Mr. JONES of North Carolina) introduced the following bill; which was referred to the Committee on Energy and 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 provide for a one-year delay in the implementation of the voluntary prescription drug benefit program, and to provide for a one-year extension of the Medicare prescription drug discount card and transitional assistance program and of the coverage of prescription drugs under the Medicaid Program.

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 “Prescription Drug
3 COST (Control Overspending to Save Taxpayers) Con-
4 tainment Act of 2005”.

5 **SEC. 2. ONE-YEAR DELAY IN THE IMPLEMENTATION OF**
6 **THE VOLUNTARY PRESCRIPTION DRUG BEN-**
7 **EFIT PROGRAM.**

8 Notwithstanding any other provision of law, the Sec-
9 retary of Health and Human Services shall provide for a
10 one-year delay in the enrollment of individuals in prescrip-
11 tion drug plans and MA–PD plans under title XVIII of
12 the Social Security Act. In effecting such delay, the Sec-
13 retary shall provide for an appropriate delay in contracts
14 with such plans and in open enrollment periods.

15 **SEC. 3. ONE-YEAR EXTENSION OF THE MEDICARE PRE-**
16 **SCRIPTION DRUG DISCOUNT CARD AND**
17 **TRANSITIONAL ASSISTANCE PROGRAM; CON-**
18 **TINUATION OF MEDICAID PRESCRIPTION**
19 **DRUG BENEFITS.**

20 (a) CONTINUATION OF DRUG DISCOUNT CARD PRO-
21 GRAM.—Notwithstanding any other provision of law, the
22 Secretary of Health and Human Services shall continue
23 to provide for the medicare prescription drug discount
24 card and transitional assistance program under subpart
25 4 of part D of title XVIII of the Social Security Act during

1 2006 under the same terms and conditions that apply dur-
2 ing 2005.

3 (b) CONTINUATION OF MEDICAID COVERAGE OF
4 PRESCRIPTION DRUGS.—Notwithstanding any other pro-
5 vision of law, the Secretary of Health and Human Services
6 shall continue to provide for coverage of prescription drugs
7 under the medicaid program during 2006 under section
8 1927 of the Social Security Act (42 U.S.C. 1396r–8)
9 under the same terms and conditions that apply during
10 2005.

○