114TH CONGRESS 2D SESSION

### S. 3055

#### AN ACT

To amend title 38, United States Code, to provide a dental insurance plan to veterans and survivors and dependents of veterans.

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

SECTION	1	SHORT	TITLE

2	This	Act	may	be	cited	as	the	"Department	of i	Vet-

- 3 erans Affairs Dental Insurance Reauthorization Act of
- 4 2016".

#### 5 SEC. 2. DENTAL INSURANCE PLAN FOR VETERANS AND

- 6 SURVIVORS AND DEPENDENTS OF VETERANS.
- 7 (a) Dental Insurance Plan.—
- 8 (1) IN GENERAL.—Subchapter II of chapter 17
- 9 of title 38, United States Code, is amended by in-
- serting after section 1712B the following new sec-
- 11 tion:

#### 12 "§ 1712C. Dental insurance plan for veterans and sur-

- vivors and dependents of veterans
- "(a) IN GENERAL.—The Secretary shall establish
- 15 and administer a dental insurance plan for veterans and
- 16 survivors and dependents of veterans described in sub-
- 17 section (b).
- 18 "(b) Covered Veterans and Survivors and De-
- 19 PENDENTS.—The veterans and survivors and dependents
- 20 of veterans described in this subsection are as follows:
- 21 "(1) Any veteran who is enrolled in the system
- of annual patient enrollment under section 1705 of
- this title.
- 24 "(2) Any survivor or dependent of a veteran
- 25 who is eligible for medical care under section 1781
- of this title.

- 1 "(c) Administration.—The Secretary shall contract
- 2 with a dental insurer to administer the dental insurance
- 3 plan under this section.
- 4 "(d) Benefits.—The dental insurance plan under
- 5 this section shall provide such benefits for dental care and
- 6 treatment as the Secretary considers appropriate for the
- 7 dental insurance plan, including diagnostic services, pre-
- 8 ventative services, endodontics and other restorative serv-
- 9 ices, surgical services, and emergency services.
- 10 "(e) Enrollment in the dental in-
- 11 surance plan under this section shall be voluntary.
- 12 "(2) Enrollment in the dental insurance plan shall
- 13 be for such minimum period as the Secretary shall pre-
- 14 scribe for purposes of this section.
- 15 "(f) Premiums.—(1) Premiums for coverage under
- 16 the dental insurance plan under this section shall be in
- 17 such amount or amounts as the Secretary shall prescribe
- 18 to cover all costs associated with carrying out this section.
- 19 "(2) The Secretary shall adjust the premiums pay-
- 20 able under this section for coverage under the dental in-
- 21 surance plan on an annual basis. Each individual covered
- 22 by the dental insurance plan at the time of such an adjust-
- 23 ment shall be notified of the amount and effective date
- 24 of such adjustment.

- 1 "(3) Each individual covered by the dental insurance
- 2 plan shall pay the entire premium for coverage under the
- 3 dental insurance plan, in addition to the full cost of any
- 4 copayments.
- 5 "(g) VOLUNTARY DISENBOLLMENT.—(1) With re-
- 6 spect to enrollment in the dental insurance plan under this
- 7 section, the Secretary shall—
- 8 "(A) permit the voluntary disenrollment of an
- 9 individual in the dental insurance plan if the
- disenrollment occurs during the 30-day period begin-
- 11 ning on the date of the enrollment of the individual
- in the dental insurance plan; and
- "(B) permit the voluntary disensellment of an
- individual in the dental insurance plan for such cir-
- cumstances as the Secretary shall prescribe for pur-
- poses of this subsection, but only to the extent such
- disenrollment does not jeopardize the fiscal integrity
- of the dental insurance plan.
- 19 "(2) The circumstances prescribed under paragraph
- 20 (1)(B) shall include the following:
- 21 "(A) If an individual enrolled in the dental in-
- surance plan relocates to a location outside the juris-
- 23 diction of the dental insurance plan that prevents
- use of the benefits under the dental insurance plan.

- 1 "(B) If an individual enrolled in the dental in-
- 2 surance plan is prevented by a serious medical con-
- dition from being able to obtain benefits under the
- 4 dental insurance plan.
- 5 "(C) Such other circumstances as the Secretary
- 6 shall prescribe for purposes of this subsection.
- 7 "(3) The Secretary shall establish procedures for de-
- 8 terminations on the permissibility of voluntary
- 9 disensellments under paragraph (1)(B). Such procedures
- 10 shall ensure timely determinations on the permissibility of
- 11 such disenrollments.
- 12 "(h) Relationship to Dental Care Provided by
- 13 Secretary.—Nothing in this section shall affect the re-
- 14 sponsibility of the Secretary to provide dental care under
- 15 section 1712 of this title, and the participation of an indi-
- 16 vidual in the dental insurance plan under this section shall
- 17 not affect the entitlement of the individual to outpatient
- 18 dental services and treatment, and related dental appli-
- 19 ances, under such section 1712.
- 20 "(i) Regulations.—The dental insurance plan
- 21 under this section shall be administered under such regu-
- 22 lations as the Secretary shall prescribe.
- 23 "(j) Termination.—This section terminates on De-
- 24 cember 31, 2021.".

1	(2) CLERICAL AMENDMENT.—The table of sec-						
2	tions at the beginning of chapter 17 of such title is						
3	amended by inserting after the item relating to sec-						
4	tion 1712B the following new item:						
	"1712C. Dental insurance plan for veterans and survivors and dependents of veterans.".						
5	(b) Conforming Repeal.—						
6	(1) In General.—Section 510 of the Care-						
7	givers and Veterans Omnibus Health Services Act of						
8	2010 (Public Law 111–163; 38 U.S.C. 1712 note)						
9	is repealed.						
10	(2) CLERICAL AMENDMENT.—The table of con-						
11	tents for the Caregivers and Veterans Omnibus						
12	Health Services Act of 2010 is amended by striking						
13	the item relating to section 510.						
	Passed the Senate July 13, 2016.						
	Attest:						

Secretary.

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