

116TH CONGRESS
2D SESSION

H. R. 6649

To amend title XVIII of the Social Security Act to provide for cost-spreading for certain fills and refills of drugs under part D of the Medicare program during the COVID-19 emergency.

IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2020

Ms. SCHAKOWSKY (for herself and Ms. JUDY CHU of California) 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 amend title XVIII of the Social Security Act to provide for cost-spreading for certain fills and refills of drugs under part D of the Medicare program during the COVID-19 emergency.

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. SHORT TITLE.**

4 This Act may be cited as the “Lower Drug Costs for
5 Seniors During COVID-19 Act of 2020”.

1 **SEC. 2. PROVIDING FOR COST-SPREADING FOR CERTAIN**
2 **FILLS AND REFILLS OF DRUGS UNDER PART**
3 **D OF THE MEDICARE PROGRAM DURING THE**
4 **COVID-19 EMERGENCY.**

5 (a) IN GENERAL.—Section 1860D–4(b)(4) of the So-
6 cial Security Act (42 U.S.C. 1395w–104(b)(4)) is amend-
7 ed by adding at the end the following new subparagraph:

8 “(C) SPREADING COST SHARING.—The
9 Secretary shall establish by guidance or other-
10 wise a process under which a prescription drug
11 plan or an MA–PD plan shall, in the case of a
12 part D eligible individual that obtains in a sin-
13 gle fill a total day supply (not to exceed a 90-
14 day supply) of a covered part D drug pursuant
15 to subparagraph (A), provide such individual
16 with the option to make the coinsurance pay-
17 ment required under section 1860D–2(b)(2)(A)
18 in the form of periodic installments during the
19 period for which the fill is made.”.

20 (b) CONFORMING AMENDMENT.—Section 1860D–
21 2(b)(2)(A) of the Social Security Act (42 U.S.C. 1395w–
22 102(b)(2)(A)) is amended by inserting “and section
23 1860D–4(b)(4)(C)” after “Subject to subparagraphs (C)
24 and (D)”.

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