

111TH CONGRESS
1ST SESSION

H. R. 3152

To amend titles XVIII of the Social Security Act to ensure that low-income beneficiaries have improved access to prescription drugs under the Medicare and Medicaid programs.

IN THE HOUSE OF REPRESENTATIVES

JULY 9, 2009

Mr. HOLT (for himself and Mr. DOGGETT) 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 titles XVIII of the Social Security Act to ensure that low-income beneficiaries have improved access to prescription drugs under the Medicare and Medicaid programs.

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 “Helping Seniors
5 Choose their Medicare Drug Plan Act”.

1 **SEC. 2. BENEFICIARY-CENTERED ASSIGNMENT UNDER**
2 **MEDICARE PART D PRESCRIPTION DRUG**
3 **PLANS.**

4 (a) **IN GENERAL.**—Section 1860D–1(b)(1) of the So-
5 cial Security Act (42 U.S.C. 1395w–101(b)(1)) is amend-
6 ed—

7 (1) in the second sentence of subparagraph (C),
8 by striking “on a random basis among all such
9 plans” and inserting “, subject to subparagraph (D),
10 in the most appropriate plan for such individual”;
11 and

12 (2) by adding at the end the following new sub-
13 paragraph:

14 “(D) **BENEFICIARY CENTERED ASSIGN-**
15 **MENT.**—In the case of any default enrollment
16 under subparagraph (C), a part D eligible indi-
17 vidual described in such subparagraph shall be
18 enrolled in a prescription drug plan based on
19 guidelines established by the Secretary that ac-
20 count for the individual’s previous prescription
21 drug utilization.”.

22 (b) **EFFECTIVE DATE.**—The amendments made by
23 subsection (a) shall apply to enrollments effected on or
24 after November 15, 2010.

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