

116TH CONGRESS
1ST SESSION

H. R. 4669

To amend title XVIII of the Social Security Act to provide for intelligent assignment of certain subsidy eligible individuals auto-enrolled under Medicare prescription drug plans and MA–PD plans.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 11, 2019

Ms. STEVENS (for herself, Mrs. HAYES, Ms. KUSTER of New Hampshire, and Ms. SEWELL of Alabama) 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 intelligent assignment of certain subsidy eligible individuals auto-enrolled under Medicare prescription drug plans and MA–PD plans.

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 “Maximizing Drug Cov-
5 erage for Low-Income Seniors Act of 2019”.

1 **SEC. 2. PROVIDING FOR INTELLIGENT ASSIGNMENT OF**
2 **CERTAIN SUBSIDY ELIGIBLE INDIVIDUALS**
3 **AUTO-ENROLLED UNDER MEDICARE PRE-**
4 **SCRIPTION DRUG PLANS AND MA-PD PLANS.**

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

8 (1) in subparagraph (C)—

9 (A) by inserting after “PDP region” the
10 following: “or through use of an intelligent as-
11 signment process that is designed to maximize
12 the access of such individual to necessary pre-
13 scription drugs while minimizing costs to such
14 individual and to the program under this part
15 to the greatest extent possible. In the case the
16 Secretary enrolls such individuals through use
17 of an intelligent assignment process, such proc-
18 ess shall take into account the extent to which
19 prescription drugs necessary for the individual
20 are covered in the case of a PDP sponsor of a
21 prescription drug plan that uses a formulary,
22 the use of prior authorization or other restric-
23 tions on access to coverage of such prescription
24 drugs by such a sponsor, and the overall quality
25 of a prescription drug plan as measured by

1 quality ratings established by the Secretary”;
2 and

3 (B) by striking “Nothing in the previous
4 sentence” and inserting “Nothing in this sub-
5 paragraph”; and

6 (2) in subparagraph (D)—

7 (A) by inserting after “PDP region” the
8 following: “or through use of an intelligent as-
9 signment process that is designed to maximize
10 the access of such individual to necessary pre-
11 scription drugs while minimizing costs to such
12 individual and to the program under this part
13 to the greatest extent possible. In the case the
14 Secretary enrolls such individuals through use
15 of an intelligent assignment process, such proc-
16 ess shall take into account the extent to which
17 prescription drugs necessary for the individual
18 are covered in the case of a PDP sponsor of a
19 prescription drug plan that uses a formulary,
20 the use of prior authorization or other restric-
21 tions on access to coverage of such prescription
22 drugs by such a sponsor, and the overall quality
23 of a prescription drug plan as measured by
24 quality ratings established by the Secretary”;
25 and

1 (B) by striking “Nothing in the previous
2 sentence” and inserting “Nothing in this sub-
3 paragraph”.

4 (b) **EFFECTIVE DATE.**—The amendments made by
5 subsection (a) shall apply with respect to plan years begin-
6 ning with plan year 2022.

○