

**AMENDMENT TO RULES COMMITTEE**  
**PRINT 116-19**  
**OFFERED BY MR. THOMPSON OF MISSISSIPPI**

At the end of subtitle A of title VII of the bill, insert  
the following new section:

1 **SEC. 7\_\_\_ . MODIFICATION OF REQUIREMENTS FOR CER-**  
2 **TAIN FORMER MEMBERS OF THE ARMED**  
3 **FORCES TO ENROLL IN MEDICARE PART B TO**  
4 **BE ELIGIBLE FOR TRICARE FOR LIFE.**

5 (a) TRICARE ELIGIBILITY.—

6 (1) IN GENERAL.—Subsection (d) of section  
7 1086 of title 10, United States Code, is amended by  
8 adding at the end the following new paragraph:

9 “(6)(A) The requirement in paragraph (2)(A)  
10 to enroll in the supplementary medical insurance  
11 program under part B of title XVIII of the Social  
12 Security Act (42 U.S.C. 1395j et seq.) shall not  
13 apply to a person described in subparagraph (B)  
14 during any month in which such person is not enti-  
15 tled to a benefit described in subparagraph (A) of  
16 section 226(b)(2) of the Social Security Act (42  
17 U.S.C. 426(b)(2)) if such person has received the  
18 counseling and information under subparagraph (C).

1           “(B) A person described in this subpara-  
2 graph is a person—

3           “(i) who is under 65 years of age;

4           “(ii) who is entitled to hospital insur-  
5 ance benefits under part A of title XVIII  
6 of the Social Security Act pursuant to sub-  
7 paragraph (A) or (C) of section 226(b)(2)  
8 of such Act (42 U.S.C. 426(b)(2));

9           “(iii) whose entitlement to a benefit  
10 described in subparagraph (A) of such sec-  
11 tion has terminated due to performance of  
12 substantial gainful activity; and

13           “(iv) who is retired under chapter 61  
14 of this title.

15           “(C) The Secretary of Defense shall co-  
16 ordinate with the Secretary of Health and  
17 Human Services and the Commissioner of So-  
18 cial Security to notify persons described in sub-  
19 paragraph (B) of, and provide information and  
20 counseling regarding, the effects of not enroll-  
21 ing in the supplementary medical insurance  
22 program under part B of title XVIII of the So-  
23 cial Security Act (42 U.S.C. 1395j et seq.), as  
24 described in subparagraph (A).”.

1           (2) CONFORMING AMENDMENT.—Paragraph  
2           (2)(A) of such subsection is amended by striking “is  
3           enrolled” and inserting “except as provided by para-  
4           graph (6), is enrolled”.

5           (3) IDENTIFICATION OF PERSONS.—Section  
6           1110a of such title is amended by adding at the end  
7           the following new subsection:

8           “(c) CERTAIN INDIVIDUALS NOT REQUIRED TO EN-  
9           ROLL IN MEDICARE PART B.—In carrying out subsection  
10          (a), the Secretary of Defense shall coordinate with the  
11          Secretary of Health and Human Services and the Commis-  
12          sioner of Social Security to—

13                 “(1) identify persons described in subparagraph  
14                 (B) of section 1086(d)(6) of this title; and

15                 “(2) provide information and counseling pursu-  
16                 ant to subparagraph (D) of such section.”.

17          (b) NON-APPLICATION OF MEDICARE PART B LATE  
18          ENROLLMENT PENALTY.—Section 1839(b) of the Social  
19          Security Act (42 U.S.C. 1395r(b)) is amended, in the sec-  
20          ond sentence, by inserting “or months for which the indi-  
21          vidual can demonstrate that the individual is an individual  
22          described in paragraph (6)(B) of section 1086(d) of title  
23          10, United States Code, who is enrolled in the TRICARE  
24          program pursuant to such section” after “an individual  
25          described in section 1837(k)(3)”.

1 (c) REPORT.—Not later than October 1, 2024, the  
2 Secretary of Defense, the Secretary of Health and Human  
3 Services, and the Commissioner of Social Security shall  
4 jointly submit to the Committees on Armed Services of  
5 the House of Representatives and the Senate, the Com-  
6 mittee on Ways and Means and the Committee on Energy  
7 and Commerce of the House of Representatives, and the  
8 Committee on Finance of the Senate a report on the im-  
9 plementation of section 1086(d)(6) of title 10, United  
10 States Code, as added by subsection (a). Such report shall  
11 include, with respect to the period covered by the report—

12 (1) the number of individuals enrolled in  
13 TRICARE for Life who are not enrolled in the sup-  
14plementary medical insurance program under part B  
15of title XVIII of the Social Security Act (42 U.S.C.  
161395j et seq.) by reason of such section 1086(d)(6);  
17and

18 (2) the number of individuals who—

19 (A) are retired from the Armed Forces  
20under chapter 61 of title 10, United States  
21Code;

22 (B) are entitled to hospital insurance bene-  
23fits under part A of title XVIII of the Social  
24Security Act pursuant to receiving benefits for  
2524 months as described in subparagraph (A) or

1 (C) of section 226(b)(2) of such Act (42 U.S.C.  
2 426(b)(2)); and

3 (C) because of such entitlement, are no  
4 longer enrolled in TRICARE Standard,  
5 TRICARE Prime, TRICARE Extra, or  
6 TRICARE Select under chapter 55 of title 10,  
7 United States Code.

8 (d) DEPOSIT OF SAVINGS INTO MEDICARE IMPROVE-  
9 MENT FUND.—Section 1898(b)(1) of the Social Security  
10 Act (42 U.S.C. 1395iii(b)(1)) is amended by striking  
11 “during and after fiscal year 2021, \$0” and inserting  
12 “during and after fiscal year 2024, \$5,000,000”.

13 (e) APPLICATION.—The amendments made by sub-  
14 sections (a) and (b) shall apply with respect to a person  
15 who, on or after October 1, 2023, is a person described  
16 in section 1086(d)(6)(B) of title 10, United States Code,  
17 as added by subsection (a).

