

Committee Print

(SHOWING THE TEXT OF H.R. 5243, AS FAVORABLY FORWARDED BY THE
SUBCOMMITTEE ON HEALTH ON JUNE 25, 2026)

119TH CONGRESS
2D SESSION

H. R. 5243

To amend title XVIII of the Social Security Act to increase data transparency
for supplemental benefits under Medicare Advantage.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 10, 2025

Ms. MCCLELLAN introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, 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 increase
data transparency for supplemental benefits under Medicare Advantage.

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

1 **SECTION 1. INCREASING DATA TRANSPARENCY FOR SUP-**
2 **PLEMENTAL BENEFITS UNDER MEDICARE**
3 **ADVANTAGE.**

4 (a) IN GENERAL.—Section 1857(e) of the Social Se-
5 curity Act (42 U.S.C. 1395w–27(e)) is amended by adding
6 at the end the following new paragraph:

7 “(7) REPORTING OF ENROLLEE-LEVEL DATA
8 ON SUPPLEMENTAL BENEFITS.—

9 “(A) IN GENERAL.—Beginning with plan
10 years beginning on or after January 1, 2029, a
11 contract under this section with an MA organi-
12 zation shall require the organization to submit
13 to the Secretary, for each MA plan offered by
14 the organization, enrollee-level data on supple-
15 mental benefits (by item or service, or category
16 of item or service, as determined appropriate by
17 the Secretary, and National Provider Identifier
18 (if applicable)), including eligibility for such
19 benefits, the benefit category applicable with re-
20 spect to each such benefit, and data on utiliza-
21 tion of and payments for such benefits (includ-
22 ing the total amount spent by the plan for each
23 enrollee who utilized such benefits and the total
24 out-of-pocket cost per utilization for each en-
25 rollee).

26 “(B) DATA ACCESS.—

1 “(i) IN GENERAL.—Not later than
2 January 1 of the year that is two years
3 after the beginning of a plan year for
4 which data is submitted under subpara-
5 graph (A), the Secretary shall—

6 “(I) upon request, make such
7 data available to individuals and enti-
8 ties for the purpose of conducting—

9 “(aa) evaluations and other
10 analyses to support the program
11 under this title; and

12 “(bb) other health care re-
13 lated research; and

14 “(II) make available on the inter-
15 net website of the Centers for Medi-
16 care & Medicaid Services a public use
17 data file containing such data in de-
18 identified form.

19 “(ii) CONFIDENTIALITY.—In making
20 data available under clause (i)(I), the Sec-
21 retary shall have in place procedures to
22 safeguard the privacy and security of any
23 individually identifiable enrollee informa-
24 tion.”.

1 (b) RULE OF CONSTRUCTION.—Nothing in the
2 amendments made by this section shall affect the collec-
3 tion of information as proposed, or so finalized, pursuant
4 to—

5 (1) the notice entitled “Agency Information
6 Collection Activities: Proposed Collection; Comment
7 Request”, published in the Federal Register on
8 March 14, 2023 (88 Fed. Reg. 15726); or

9 (2) the notice entitled “Agency Information
10 Collection Activities: Submission for OMB Review;
11 Comment Request”, published in the Federal Reg-
12 ister on September 25, 2023 (88 Fed. Reg. 65689).

13 (c) IMPLEMENTATION FUNDING.—For the purposes
14 of carrying out the amendment made by this section, there
15 are appropriated, out of amounts in the Treasury not oth-
16 erwise appropriated, to the Secretary of Health and
17 Human Services, \$12,000,000 for fiscal year 2026, to re-
18 main available until expended.