

[DISCUSSION DRAFT]

118TH CONGRESS
1ST SESSION

H. R. _____

To amend title XVIII of the Social Security Act to promote provider choice using real time benefit information.

IN THE HOUSE OF REPRESENTATIVES

Mr. ARRINGTON introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title XVIII of the Social Security Act to promote provider choice using real time benefit information.

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. PROVIDER CHOICE USING REAL TIME BENEFIT**
4 **INFORMATION.**

5 (a) IMPLEMENTATION OF REAL TIME BENEFIT IN-
6 FORMATION.—Section 1860D–4(o) of the Social Security
7 Act (42 U.S.C. 1395w–104(o)) is amended by striking
8 paragraph (1) and inserting the following:

1 “(1) IN GENERAL.—Not later than 1 year after
2 the date of the enactment of this paragraph, a PDP
3 sponsor of a prescription drug plan shall implement
4 electronic real-time benefit tools that meet the re-
5 quirements described in paragraph (2).”.

6 (b) ELIGIBILITY INFORMATION AND PROVIDER
7 CHOICE.—Section 1860D–4(o) of the Social Security Act
8 (42 U.S.C. 1395w–104(o)) is amended—

9 (1) in paragraph (2)(A), by striking “formulary
10 and benefit information” and inserting “eligibility,
11 formulary, and benefit information”; and

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

14 “(5) PROVIDER CHOICE.—A PDP sponsor of a
15 prescription drug plan implementing the real-time
16 benefit tools required by paragraph (1) shall allow
17 providers to choose any real-time benefit tool to use
18 to access, exchange, and use the information de-
19 scribed in paragraph (2), provided that—

20 “(A) the tool adheres to the standards
21 adopted under paragraph (3);

22 “(B) the tool is capable of transmitting the
23 required information in the necessary format;
24 and

1 “(C) the tool does not present a security
2 risk to the sponsor.”.