

**Suspend the Rules and Pass the Bill, H.R. 1375, With an Amendment**

**(The amendment strikes all after the enacting clause and inserts a new text)**

116<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 1375

To amend title XVIII of the Social Security Act to provide for transparency of Medicare secondary payer reporting information, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 26, 2019

Mr. KIND (for himself and Mr. BILIRAKIS) 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 provide for transparency of Medicare secondary payer reporting information, and for other purposes.

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 “Provide Accurate In-  
5 formation Directly Act” or “PAID Act”.

1 **SEC. 2. TRANSPARENCY OF MEDICARE SECONDARY PAYER**  
2 **REPORTING INFORMATION.**

3 (a) IN GENERAL.—Section 1862(b)(8)(G) of the So-  
4 cial Security Act (42 U.S.C. 395y(b)(8)(G)) is amended—

5 (1) by striking “INFORMATION.—The Sec-  
6 retary” and inserting “INFORMATION.—

7 “(i) IN GENERAL.—The Secretary”;

8 and

9 (2) by adding at the end the following new  
10 clause:

11 “(ii) SPECIFIED INFORMATION.—In  
12 responding to any query from an applica-  
13 ble plan related to a determination de-  
14 scribed in subparagraph (A)(i), the Sec-  
15 retary, notwithstanding any other provision  
16 of law, shall provide to such applicable  
17 plan—

18 “(I) whether a claimant subject  
19 to the query is, or during the pre-  
20 ceding 3-year period has been, entitled  
21 to benefits under the program under  
22 this title on any basis; and

23 “(II) to the extent applicable, the  
24 plan name and address of any Medi-  
25 care Advantage plan under part C  
26 and any prescription drug plan under

1 part D in which the claimant is en-  
2 rolled or has been enrolled during  
3 such period.”.

4 (b) **EFFECTIVE DATE.**—The amendments made by  
5 subsection (a) shall apply with respect to queries from  
6 plans made on or after the date that is one year after  
7 the date of the enactment of this Act.

8 **SEC. 3. DEPOSIT OF SAVINGS INTO MEDICARE IMPROVE-**  
9 **MENT FUND.**

10 Section 1898(b)(1) of the Social Security Act (42  
11 U.S.C. 1395iii(b)(1)) is amended by striking “\$0” and in-  
12 serting “\$30,000,000”.

13 **SEC. 4. DETERMINATION OF BUDGETARY EFFECTS.**

14 The budgetary effects of this Act, for the purpose of  
15 complying with the Statutory Pay-As-You-Go Act of 2010,  
16 shall be determined by reference to the latest statement  
17 titled “Budgetary Effects of PAYGO Legislation” for this  
18 Act, submitted for printing in the Congressional Record  
19 by the Chairman of the House Budget Committee, pro-  
20 vided that such statement has been submitted prior to the  
21 vote on passage.