

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

# H. R. 5629

To provide for the same treatment of all individuals notified of possible qualification for low-income subsidies for purposes of enrollment and the waiver of late enrollment penalties under the Medicare part D program.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 2006

Mr. WEXLER 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

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## A BILL

To provide for the same treatment of all individuals notified of possible qualification for low-income subsidies for purposes of enrollment and the waiver of late enrollment penalties under the Medicare part D program.

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 “Medicare Part D  
5 Deadline Equality Act of 2006”.

1 **SEC. 2. APPLICATION OF SAME MEDICARE PART D SPECIAL**  
2 **ENROLLMENT AND WAIVER OF LATE EN-**  
3 **ROLLMENT PENALTY RULES FOR ALL INDI-**  
4 **VIDUALS NOTIFIED OF POSSIBLE QUALIFICA-**  
5 **TION FOR LOW-INCOME SUBSIDIES.**

6 (a) IN GENERAL.—Any special enrollment period for  
7 2006 established under section 1860D–1(b)(3) of the So-  
8 cial Security Act (42 U.S.C. 1395w–101(b)(3)) for sub-  
9 sidy-eligible individuals, and any waiver of a late enroll-  
10 ment penalty applicable to such individuals, shall apply to  
11 all notified part D eligible individuals without regard to  
12 whether or not they are subsidy-eligible individuals.

13 (b) DEFINITIONS.—For purposes of this section:

14 (1) NOTIFIED PART D ELIGIBLE INDIVIDUAL.—  
15 The term “notified part D eligible individual” means  
16 a part D eligible individual (as defined in section  
17 1860D–1(a)(3)(A) of the Social Security Act (42  
18 U.S.C. 1395w–101(a)(3)(A)) who is notified by the  
19 Secretary of Health and Human Services after May  
20 15, 2006, but before November 15, 2006, that the  
21 individual may qualify for a low-income subsidy  
22 under section 1860D–14(a) of such Act (42 U.S.C.  
23 1395w–114(a)).

24 (2) SUBSIDY-ELIGIBLE INDIVIDUAL.—The term  
25 “subsidy-eligible individual” means a part D eligible  
26 individual (as so defined) who is determined to be a

1       subsidy-eligible individual (as defined in section  
2       1860D-14(a)(3) of the Social Security Act, 42  
3       U.S.C. 1395w-114(a)(3)).

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