

103^D CONGRESS
1ST SESSION

H. R. 636

To amend title 10, United States Code, to restore the CHAMPUS eligibility of certain members and former members of the uniformed services, and their dependents, who are currently excluded from benefits under CHAMPUS because of their entitlement to hospital insurance benefits under medicare.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 26, 1993

Mr. SUNDQUIST introduced the following bill; which was referred to the
Committee on Armed Services

A BILL

To amend title 10, United States Code, to restore the CHAMPUS eligibility of certain members and former members of the uniformed services, and their dependents, who are currently excluded from benefits under CHAMPUS because of their entitlement to hospital insurance benefits under medicare.

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. COMPLETE RESTORATION OF COVERAGE**
2 **UNDER CHAMPUS IN THE CASE OF RETIRED**
3 **MEMBERS AND CERTAIN DEPENDENTS WHO**
4 **ARE MEDICARE PARTICIPANTS.**

5 (a) COMPLETE RESTORATION OF COVERAGE.—Sub-
6 section (d) of section 1086 of title 10, United States Code,
7 is amended to read as follows:

8 “(d)(1) A benefit may not be paid under a plan cov-
9 ered by this section in the case of a person enrolled in
10 any other insurance, medical service, or health plan or en-
11 titled to hospital insurance benefits under part A of title
12 XVIII of the Social Security Act (42 U.S.C. 1395c et seq.)
13 to the extent that the benefit under the plan covered by
14 this section is also a benefit under the other plan or medi-
15 care.

16 “(2) The prohibition contained in paragraph (1) shall
17 not apply in the case of a plan administered under title
18 XIX of the Social Security Act (42 U.S.C. 1396 et seq.).”.

19 (b) CONFORMING AMENDMENTS.—(1) Subsection (g)
20 of such section is amended by striking “Section 1079(j)
21 of this title shall apply to a plan contracted for under this
22 section, except that no person” and inserting “No per-
23 son”.

24 (2) Section 1713(d) of title 38, United States Code,
25 is amended by striking out “section 1086(d)(1) of title 10
26 or”.

1 (c) EFFECTIVE DATE.—The amendments made by
2 this section shall apply with respect to health care pro-
3 vided on and after the date of the enactment of this Act.

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