

116TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To amend titles XVIII and XIX of the Social Security Act to make premium and cost-sharing subsidies available to low-income Medicare part D beneficiaries who reside in Puerto Rico or another territory of the United States.

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IN THE SENATE OF THE UNITED STATES

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Mr. MENENDEZ introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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## **A BILL**

To amend titles XVIII and XIX of the Social Security Act to make premium and cost-sharing subsidies available to low-income Medicare part D beneficiaries who reside in Puerto Rico or another territory of the United States.

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 “Territories Medicare  
5       Prescription Drug Assistance Equity Act of 2019”.

1 **SEC. 2. ELIMINATING EXCLUSION OF PART D ELIGIBLE IN-**  
2 **DIVIDUALS RESIDING IN TERRITORIES FROM**  
3 **ELIGIBILITY FOR PREMIUM AND COST-SHAR-**  
4 **ING SUBSIDIES.**

5 (a) IN GENERAL.—Section 1860D–14(a)(3) of the  
6 Social Security Act (42 U.S.C. 1395w–114(a)(3)) is  
7 amended—

8 (1) in subparagraph (A), in the matter pre-  
9 ceding clause (i), by striking “subject to subpara-  
10 graph (F),”;

11 (2) in subparagraph (B)(v), in the matter pre-  
12 ceding subclause (I), by striking “Subject to sub-  
13 paragraph (F), the Secretary” and inserting “The  
14 Secretary”;

15 (3) in subparagraph (C), by adding at the end  
16 the following new sentence: “In the case of an indi-  
17 vidual who is not a resident of the 50 States or the  
18 District of Columbia, the poverty line (as such term  
19 is defined in clause (ii)) that shall apply to such in-  
20 dividual shall be the poverty line for the 48 contig-  
21 uous States and the District of Columbia.”; and

22 (4) by striking subparagraph (F).

23 (b) APPLICATION OF MEDICAID PROVISIONS.—Sec-  
24 tion 1935 of the Social Security Act (42 U.S.C. 1396u–  
25 5) is amended—

1           (1) in subsection (a), by striking “subject to  
2       subsection (e)” in the matter preceding paragraph  
3       (1); and

4           (2) by striking subsection (e).

5       (c) CONFORMING AMENDMENT.—Section 1108(f) of  
6       the Social Security Act (42 U.S.C. 1308(f)) is amended  
7       by striking “and section 1935(e)(1)(B)” in the matter pre-  
8       ceding clause (i).

9       (d) EFFECTIVE DATE.—The amendments made by  
10       this section shall take effect on January 1, 2020.