

118TH CONGRESS
1ST SESSION

H. R. 5924

To amend title XVIII of the Social Security Act with respect to the timing of changes to the annual out-of-pocket threshold for the Medicare prescription drug benefit, and to amend title XI of such Act with respect to the timing of the Medicare drug price negotiation program.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 11, 2023

Mr. MAGAZINER introduced the following bill

OCTOBER 25, 2023

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

A BILL

To amend title XVIII of the Social Security Act with respect to the timing of changes to the annual out-of-pocket threshold for the Medicare prescription drug benefit, and to amend title XI of such Act with respect to the timing of the Medicare drug price negotiation 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 “Lower Drug Costs
5 Today Act”.

1 **SEC. 2. TIMING OF CHANGES TO ANNUAL OUT-OF-POCKET**
2 **THRESHOLD FOR MEDICARE PRESCRIPTION**
3 **DRUG BENEFIT.**

4 (a) IN GENERAL.—Section 1860D–2(b)(4)(B)(i) of
5 the Social Security Act (42 U.S.C. 1395w–
6 102(b)(4)(B)(i)) is amended—

7 (1) in subclause (VI), by striking “2024” and
8 inserting “2023”; and

9 (2) in subclause (VII), by striking “2025” and
10 inserting “2024”.

11 (b) CONFORMING AMENDMENTS.—

12 (1) Section 1860D–2 of the Social Security Act
13 (42 U.S.C. 1395w–102) is amended—

14 (A) in subsection (a)(2)(A)(i)(I), by strik-
15 ing “2025” and inserting “2024”;

16 (B) in subsection (b)—

17 (i) in paragraph (2)—

18 (I) in subparagraph (A), by strik-
19 ing “2025” each place it appears and
20 inserting “2024”;

21 (II) in subparagraph (C)—

22 (aa) in clause (i), by striking
23 “2025” and inserting “2024”;
24 and

1 (bb) in clause (ii)(III), by
2 striking “2024” and inserting
3 “2023”;

4 (III) in subparagraph (D)—

5 (aa) in clause (i)—

6 (AA) in the matter pre-
7 ceding subclause (I), by
8 striking “2025” and insert-
9 ing “2024”; and

10 (BB) in subclause
11 (I)(bb), by striking “2024”
12 and inserting “2023”; and

13 (bb) in clause (ii)(V), by
14 striking “2024” and inserting
15 “2023”; and

16 (IV) in subparagraph (E)(i), by
17 striking “2025” and inserting
18 “2024”;

19 (ii) in paragraph (3)(A)—

20 (I) in the matter preceding clause
21 (i), by striking “2025” and inserting
22 “2024”; and

23 (II) in clause (ii), by striking
24 “2024” and inserting “2023”; and

25 (iii) in paragraph (4)—

1 (I) in subparagraph (C)—

2 (aa) in clause (i), by striking

3 “2025” and inserting “2024”;

4 and

5 (bb) in clause (iii)(II), by

6 striking “2025” and inserting

7 “2024”; and

8 (II) in subparagraph (E), by

9 striking “2024” and inserting

10 “2023”;

11 (C) in subsection (c)(1)(C)—

12 (i) in the matter preceding clause (i),

13 by striking “2025” each place it appears

14 and inserting “2024”; and

15 (ii) in clause (i), by striking “2025”

16 each place it appears and inserting

17 “2024”; and

18 (D) in subsection (d)(1)(A), by striking

19 “2025” and inserting “2024”.

20 (2) Section 1860D–4(a)(4)(B)(i) of the Social

21 Security Act (42 U.S.C. 1395w–104(a)(4)(B)(i)) is

22 amended by striking “2025” and inserting “2024”.

23 (3) Section 1860D–14(a)(1)(C) of the Social

24 Security Act (42 U.S.C. 1395w–114(a)(1)(C)) is

25 amended by striking “2025” and inserting “2024”.

(4) Section 1860D–15(b) of the Social Security Act (42 U.S.C. 1395w–115(b)) is amended—

(A) in paragraph (1)—

(i) in subparagraph (A), by striking “2025” and inserting “2024”; and

(ii) in subparagraph (B), in the matter preceding clause (i), by striking “2025” and inserting “2024”; and

(B) in paragraph (3), by striking “2025” and inserting “2024”.

(5) Section 1860D–22(a)(2)(A) of the Social Security Act (42 U.S.C. 1395w–132(a)(2)(A)) is amended—

(A) in clause (i), by striking “2025” and inserting “2024”; and

(B) in clause (ii), by striking “2025” and inserting “2024”.

(6) Section 1860D–41(a)(6) of the Social Security Act (42 U.S.C. 1395w–151(a)(6)) is amended by striking “2025” and inserting “2024”.

SEC. 3. TIMING OF MEDICARE DRUG PRICE NEGOTIATION PROGRAM.

(a) IN GENERAL.—Part E of title XI of the Social Security Act (42 U.S.C. 1320f et seq.) is amended—

(1) in section 1191—

1 (A) in subsection (b)(1), by striking
2 “2026” and inserting “2024”; and

3 (B) in subsection (d)—

4 (i) in the subsection heading, by strik-
5 ing “2026” and inserting “2024”; and

6 (ii) in the matter preceding paragraph
7 (1), by striking “2026” and inserting
8 “2024”;

9 (2) in section 1192—

10 (A) in subsection (a)—

11 (i) in paragraph (1), by striking
12 “2026” and inserting “2024”;

13 (ii) in paragraph (2), by striking
14 “2027” and inserting “2025”;

15 (iii) in paragraph (3), by striking
16 “2028” and inserting “2026”; and

17 (iv) in paragraph (4), by striking
18 “2029” and inserting “2027”;

19 (B) in subsection (b)(2)—

20 (i) in the paragraph heading, by strik-
21 ing “2026 and 2027” and inserting “2024
22 and 2025”;

23 (ii) by striking “2026” and inserting
24 “2024”; and

1 (iii) by striking “2027” and inserting
2 “2025”;

3 (C) in subsection (d)—

4 (i) in paragraph (1), by striking
5 “2026 or 2027” and inserting “2024 or
6 2025”;

7 (ii) in paragraph (2)(A), by striking
8 “2026, 2027, and 2028” and inserting
9 “2024, 2025, and 2026”; and

10 (iii) in paragraph (3)(A)(ii), by strik-
11 ing “2026, 2027, and 2028” and inserting
12 “2024, 2025, and 2026”; and

13 (D) in subsection (e)(3)(B)—

14 (i) in clause (i), by striking “2026”
15 and inserting “2024”; and

16 (ii) in clause (ii), by striking “2027”
17 and inserting “2025”; and

18 (3) in section 1194—

19 (A) in subsection (c)(1)(C)—

20 (i) in clause (i)—

21 (I) in the clause heading, by
22 striking “2026” and inserting
23 “2024”; and

24 (II) by striking “2026” and in-
25 serting “2024”; and

1 (ii) in clause (ii)—

2 (I) in the clause heading, by
3 striking “2027” and inserting
4 “2025”; and

5 (II) in the matter preceding sub-
6 clause (I), by striking “2027” and in-
7 serting “2025”;

8 (B) in subsection (d), by striking “2029 or
9 2030” and inserting “2027 or 2028”; and

10 (C) in subsection (f)(3), by striking
11 “2028” and inserting “2026”.

12 (b) CONFORMING AMENDMENT TO PART D.—Section
13 1860D–4(b)(3)(I)(i) of the Social Security Act (42 U.S.C.
14 1395w–104(b)(3)(I)(i)) is amended by striking “2026”
15 and inserting “2024”.

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