

AMENDMENT TO RULES COMMITTEE PRINT 117-

38

OFFERED BY MR. DOGGETT OF TEXAS

Strike section 5 and insert the following new section:

1 **SEC. 5. REIMBURSEMENT FOR INSULIN FURNISHED TO UN-**
2 **INSURED INDIVIDUALS.**

3 (a) IN GENERAL.—The Secretary of Health and
4 Human Services (in this section referred to as the “Sec-
5 retary”) shall establish a program under which the Sec-
6 retary enters into agreements with qualifying entities for
7 purposes of furnishing insulin products to uninsured indi-
8 viduals.

9 (b) PAYMENT.—Out of funds made available under
10 subsection (d), the Secretary shall pay to each qualifying
11 entity with an agreement in effect under this section, with
12 respect to each insulin product furnished to an uninsured
13 individual by such entity on or after January 1, 2023, an
14 amount equal to the payment amount determined for such
15 product under the Federal supply schedule established by
16 the Department of Veterans Affairs.

17 (c) DEFINITIONS.—In this section:

18 (1) INSULIN PRODUCT.—The term “insulin
19 product” has the meaning given the term “insulin”

1 in section 2799A–11 of the Public Health Service
2 Act, as added by section 2.

3 (2) QUALIFYING ENTITY.—The term “quali-
4 fying entity” means a health care provider or phar-
5 macy that—

6 (A) agrees, with respect to an insulin prod-
7 uct furnished by such provider or pharmacy to
8 an uninsured individual after January 1, 2023,
9 for which payment is made by the Secretary
10 under this section, not to hold such individual
11 liable for any payment amount for such prod-
12 uct; and

13 (B) meets such other standards and re-
14 quirements as may be determined appropriate
15 by the Secretary.

16 (3) SPECIFIED HEALTH PLAN.—The term
17 “specified health plan” means a Federal health care
18 program (as defined in section 1128B of the Social
19 Security Act (42 U.S.C. 1320a–7b)), the health pro-
20 gram established under chapter 89 of title 5, United
21 States Code, a group health plan (as defined in sec-
22 tion 2791 of the Public Health Service Act (42
23 U.S.C. 300gg–91), and group or individual health
24 insurance coverage (as so defined).

1 (4) UNINSURED INDIVIDUAL.—The term “unin-
2 sured individual” means, with respect to an indi-
3 vidual and an insulin product, an individual who
4 does not have benefits available for such product (or
5 for another insulin product of the same dosage form
6 (such as vial, pump, or inhaler dosage forms) and
7 type (such as rapid-acting, short-acting, inter-
8 mediate-acting, long-acting, ultra-long-acting, and
9 premixed)) under a specified health plan.

10 (d) FUNDING.—There are appropriated out of any
11 monies in the Treasury not otherwise appropriated
12 \$9,041,500,000 to carry out the program established
13 under this section.

