

AMENDMENT TO
RULES COMMITTEE PRINT 116-14
OFFERED BY MS. WATERS OF CALIFORNIA

In subtitle B of title I—

(1) in the header, insert “**and Drugs Under the Medicare Program**”; and

(2) add at the end the following new section:

1 **SEC. 116. ACCESS TO CERTAIN DRUGS UNDER PART D OF**
2 **THE MEDICARE PROGRAM.**

3 Section 1860D-4(b)(3) of the Social Security Act (42
4 U.S.C. 1395w-104(b)(3)) is amended by adding at the
5 end the following new subparagraph:

6 “(I) REQUIRED INCLUSION OF DRUGS TO
7 TREAT CERTAIN CONDITIONS; PRIOR AUTHOR-
8 IZATION LIMITATION.—Beginning with plan
9 year 2020, a PDP sponsor offering a prescrip-
10 tion drug plan shall be required to include, and
11 not impose any prior authorization requirement
12 with respect to, all covered part D drugs recog-
13 nized for the treatment of a serious medical
14 condition (as defined by the Secretary). Such
15 conditions include—

16 “(i) cancer;

- 1 “(ii) epilepsy;
- 2 “(iii) HIV/AIDS;
- 3 “(iv) mental health conditions; and
- 4 “(v) immunosuppresants.”.

