

## S 1376

340B Program Improvement and Integrity Act of 2007

**Congress:** 110 (2007–2009, Ended)

**Chamber:** Senate

**Policy Area:** Health

**Introduced:** May 14, 2007

**Current Status:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (text of measure

**Latest Action:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (text of measure as introduced: CR S6057-6060) (May 14, 2007)

**Official Text:** <https://www.congress.gov/bill/110th-congress/senate-bill/1376>

### Sponsor

**Name:** Sen. Bingaman, Jeff [D-NM]

**Party:** Democratic • **State:** NM • **Chamber:** Senate

### Cosponsors (17 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Thune, John [R-SD]	R · SD		May 14, 2007
Sen. Brown, Sherrod [D-OH]	D · OH		Jun 14, 2007
Sen. Feingold, Russell D. [D-WI]	D · WI		Jun 14, 2007
Sen. Isakson, Johnny [R-GA]	R · GA		Aug 2, 2007
Sen. Johnson, Tim [D-SD]	D · SD		Aug 2, 2007
Sen. Chambliss, Saxby [R-GA]	R · GA		Sep 27, 2007
Sen. Murkowski, Lisa [R-AK]	R · AK		Nov 16, 2007
Sen. Stabenow, Debbie [D-MI]	D · MI		Feb 25, 2008
Sen. Byrd, Robert C. [D-WV]	D · WV		Mar 13, 2008
Sen. Inouye, Daniel K. [D-HI]	D · HI		May 13, 2008
Sen. Whitehouse, Sheldon [D-RI]	D · RI		Jul 8, 2008
Sen. Sanders, Bernard [I-VT]	I · VT		Jul 23, 2008
Sen. McCaskill, Claire [D-MO]	D · MO		Jul 30, 2008
Sen. Kerry, John F. [D-MA]	D · MA		Jul 31, 2008
Sen. Feinstein, Dianne [D-CA]	D · CA		Sep 9, 2008
Sen. Schumer, Charles E. [D-NY]	D · NY		Sep 16, 2008
Sen. Leahy, Patrick J. [D-VT]	D · VT		Oct 1, 2008

### Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Referred To	May 14, 2007

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
110 HR 2606	Related bill	<b>Jun 7, 2007:</b> Referred to the Subcommittee on Health.

Summary (as of May 14, 2007)

340B Program Improvement and Integrity Act of 2007 - Amends the Public Health Service Act to expand the drug discount program to allow participation as a covered entity by certain children's hospitals, critical access hospitals, and rural referral centers or sole community hospitals. Prohibits enrolled hospitals from obtaining covered outpatient drugs through a group purchasing arrangement. Requires the Secretary of Health and Human Services to establish reasonable exceptions to such prohibition, including for drugs unavailable through the program and to facilitate generic substitution when a generic covered drug is available at a lower price.

Expands the program to include a drug used in connection with an inpatient or outpatient service by enrolled hospitals. (Currently, only outpatient drugs are covered under the program.)

Requires hospitals enrolled in the 340B drug discount program to provide to each state a credit on the estimated annual costs to such hospital of single source and innovator multiple source drugs and noninnovator multiple source drugs provided to Medicaid recipients for inpatient use. Sets forth a formula for calculating the credit. Allows a hospital to avoid paying such credits under certain circumstances.

Requires the Secretary to: (1) carry out activities to improve compliance by manufacturers and covered entities with the requirements of the drug discount program; and (2) establish an administrative process for resolving claims by covered entities and manufacturers of violations of such requirements.

Requires manufacturers to offer each covered entity covered drugs for purchase at or below the applicable ceiling price if such a drug is made available to any other purchaser at any price.

Actions Timeline

- **May 14, 2007:** Introduced in Senate
- **May 14, 2007:** Sponsor introductory remarks on measure. (CR S6057)
- **May 14, 2007:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (text of measure as introduced: CR S6057-6060)