

HR 4813

To provide for insurance reform (including health insurance reform), amend title XVIII of the Social Security Act to reform Medicare Advantage and reduce disparities in the Medicare Program, regulate the importation of prescription drugs, and for other purposes.

Congress: 111 (2009–2011, Ended)

Chamber: House

Policy Area: Health

Introduced: Mar 10, 2010

Current Status: Referred to the Subcommittee on Immigration, Citizenship, Refugees, Border Security, and Internation

Latest Action: Referred to the Subcommittee on Immigration, Citizenship, Refugees, Border Security, and International Law. (Apr 26, 2010)

Official Text: <https://www.congress.gov/bill/111th-congress/house-bill/4813>

Sponsor

Name: Rep. Berry, Marion [D-AR-1]

Party: Democratic • **State:** AR • **Chamber:** House

Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Davis, Lincoln [D-TN-4]	D · TN		Mar 16, 2010
Rep. Rogers, Mike D. [R-AL-3]	R · AL		Jun 9, 2010

Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred to	Mar 22, 2010
Energy and Commerce Committee	House	Referred To	Mar 10, 2010
Judiciary Committee	House	Referred to	Apr 26, 2010
Judiciary Committee	House	Referred to	Apr 26, 2010
Oversight and Government Reform Committee	House	Referred To	Mar 10, 2010
Ways and Means Committee	House	Referred To	Mar 10, 2010

Subjects & Policy Tags

Policy Area:

Health

Related Bills

No related bills are listed.

Amends the McCarran-Ferguson Act to restore application of the Clayton Act and other antitrust laws to insurers.

Prohibits premium variation except by geographic premium rating area and by family enrollment.

Requires each health benefits plan issuer that offers health insurance coverage in the individual or group market in a state to accept every employer and individual in the state that applies for such coverage.

Places restrictions on federal funding of abortion, except in cases of certain physical conditions, rape, or incest.

Limits a health benefits plan to selling health insurance coverage to U.S. citizens and lawful resident aliens.

Amends title XVIII (Medicare) and title XIX (Medicaid) of the Social Security Act to revise requirements for: (1) Medicare Advantage, with respect to the blended benchmark amount and elimination of the MA Regional Plan Stabilization Fund; (2) an increase in the physician fee schedule practice expense geographic adjustment; (3) establishment of a Medicare operated prescription drug plan option; and (4) pharmacy reimbursement.

Amends the Federal Food, Drug, and Cosmetic Act (FFDCA) to revise requirements for the importation of prescription drugs. Requires the registration of importers and exporters.

Prescribes requirements for: (1) the disposition of certain drugs denied admission into the United States; (2) alternative identification of the chain of custody of certain prescription drugs, including through the use of standardized anti-counterfeiting or track-and-trace technologies; and (3) the sale of prescription drugs through an Internet site.

Prohibits the introduction of restricted transactions with unregistered foreign pharmacies into a payment system or the completion of such transactions using a payment system.

Amends the Internal Revenue Code to disallow a deduction from income for advertising and promotional expenses for prescription pharmaceuticals.

Requires a pharmacy benefit manager with a contract with a health benefits plan to comply with fiduciary standards established by the Secretary of Health and Human Services (HHS).

Amends SSA title XIX (Medicaid) to require any drug manufacturer with a rebate agreement concerning covered outpatient drugs to report to the HHS Secretary following a rebate period the total number of units used to calculate the monthly average manufacturer price for each covered outpatient drug.

Actions Timeline

- **Apr 26, 2010:** Referred to the Subcommittee on Courts and Competition Policy.
- **Apr 26, 2010:** Referred to the Subcommittee on Immigration, Citizenship, Refugees, Border Security, and International Law.
- **Mar 22, 2010:** Referred to the Subcommittee on Health, Employment, Labor, and Pensions.
- **Mar 10, 2010:** Introduced in House
- **Mar 10, 2010:** Referred to House Energy and Commerce
- **Mar 10, 2010:** Referred to the Committee on Energy and Commerce, and in addition to the Committees on the Judiciary, Oversight and Government Reform, Ways and Means, and Education and Labor, 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.
- **Mar 10, 2010:** Referred to House Judiciary
- **Mar 10, 2010:** Referred to House Oversight and Government Reform
- **Mar 10, 2010:** Referred to House Ways and Means
- **Mar 10, 2010:** Referred to House Education and Labor