

## HR 6611

### Patient Access to Drugs in Shortage Act of 2012

**Congress:** 112 (2011–2013, Ended)

**Chamber:** House

**Policy Area:** Health

**Introduced:** Nov 29, 2012

**Current Status:** Referred to the Subcommittee on Health.

**Latest Action:** Referred to the Subcommittee on Health. (Nov 30, 2012)

**Official Text:** <https://www.congress.gov/bill/112th-congress/house-bill/6611>

## Sponsor

**Name:** Rep. Cassidy, Bill [R-LA-6]

**Party:** Republican • **State:** LA • **Chamber:** Senate

## Cosponsors (4 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Benishek, Dan [R-MI-1]	R · MI		Nov 29, 2012
Rep. Harris, Andy [R-MD-1]	R · MD		Nov 29, 2012
Rep. Rogers, Mike J. [R-MI-8]	R · MI		Nov 29, 2012
Rep. Rooney, Thomas J. [R-FL-16]	R · FL		Nov 29, 2012

## Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred to	Nov 30, 2012
Ways and Means Committee	House	Referred To	Nov 29, 2012

## Subjects & Policy Tags

### Policy Area:

Health

## Related Bills

No related bills are listed.

Patient Access to Drugs in Shortage Act of 2012 - Amends title XVIII (Medicare) of the Social Security Act (SSA), with respect to use of average sales price payment methodology for drugs and biologicals, to prescribe a formula for determining the payment amount, using the volume-weighted wholesale acquisition cost, for a multiple source or a single source sterile injectable drug product with three or fewer active manufacturers, if there is no period of exclusivity in effect or available.

Incorporates such payment methodology under the hospital outpatient department prospective payment system for any such drug furnished between July 1, 2013, and January 1, 2020.

Amends SSA title XIX (Medicaid) to exempt from the rebate agreement requirement a multiple source drug furnished between July 1, 2013, and January 1, 2020, and for which payment may be made under Medicare part B (Supplementary Medicare Insurance).

Amends the Public Health Service Act to exclude such multiple source drugs from the term "covered outpatient drug" subject to specified price limitations under the "340B" drug pricing program.

Directs the Secretary to contract with an independent entity to study the effects of this Act on patient access to sterile products.

Amends the Patient Protection and Affordable Care Act to exclude certain branded prescription drugs on a specified drug shortage list from the annual fee imposed on branded prescription pharmaceutical manufacturers and importers.

## **Actions Timeline**

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- **Nov 30, 2012:** Referred to the Subcommittee on Health.
- **Nov 29, 2012:** Introduced in House
- **Nov 29, 2012:** 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.