

## HR 3271

### Protecting Access to Diabetes Supplies Act of 2017

**Congress:** 115 (2017–2019, Ended)

**Chamber:** House

**Policy Area:** Health

**Introduced:** Jul 17, 2017

**Current Status:** Placed on the Union Calendar, Calendar No. 329.

**Latest Action:** Placed on the Union Calendar, Calendar No. 329. (Dec 6, 2017)

**Official Text:** <https://www.congress.gov/bill/115th-congress/house-bill/3271>

## Sponsor

**Name:** Rep. DeGette, Diana [D-CO-1]

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

## Cosponsors (12 total)

| Cosponsor                        | Party / State | Role | Date Joined  |
|----------------------------------|---------------|------|--------------|
| Rep. Brooks, Susan W. [R-IN-5]   | R · IN        |      | Jul 17, 2017 |
| Rep. Reed, Tom [R-NY-23]         | R · NY        |      | Jul 17, 2017 |
| Rep. Guthrie, Brett [R-KY-2]     | R · KY        |      | Jul 27, 2017 |
| Rep. Bilirakis, Gus M. [R-FL-12] | R · FL        |      | Jul 28, 2017 |
| Rep. Davis, Rodney [R-IL-13]     | R · IL        |      | Jul 28, 2017 |
| Rep. Bucshon, Larry [R-IN-8]     | R · IN        |      | Sep 7, 2017  |
| Rep. Johnson, Bill [R-OH-6]      | R · OH        |      | Sep 7, 2017  |
| Rep. Tipton, Scott R. [R-CO-3]   | R · CO        |      | Sep 8, 2017  |
| Rep. Costello, Ryan A. [R-PA-6]  | R · PA        |      | Oct 3, 2017  |
| Rep. Walorski, Jackie [R-IN-2]   | R · IN        |      | Oct 3, 2017  |
| Rep. Long, Billy [R-MO-7]        | R · MO        |      | Oct 5, 2017  |
| Rep. Roskam, Peter J. [R-IL-6]   | R · IL        |      | Oct 24, 2017 |

## Committee Activity

| Committee                     | Chamber | Activity    | Date         |
|-------------------------------|---------|-------------|--------------|
| Energy and Commerce Committee | House   | Reported by | Sep 13, 2017 |
| Ways and Means Committee      | House   | Referred to | Jul 31, 2017 |

## Subjects & Policy Tags

### Policy Area:

Health

## Related Bills

| Bill        | Relationship | Last Action   |
|-------------|--------------|---|
| 115 HR 1892 | Related bill | Feb 9, 2018: Became Public Law No: 115-123.                       |
| 115 S 1914  | Related bill | Oct 4, 2017: Read twice and referred to the Committee on Finance. |

## Summary (as of Dec 6, 2017)

### Protecting Access to Diabetes Supplies Act of 2017

(Sec. 2) This bill amends title XVIII (Medicare) of the Social Security Act to modify provisions relating to Medicare's competitive acquisition program (through which rates are set through a competitive bidding program rather than by an established fee schedule) with respect to diabetic testing strips. Specifically, the bill requires the Centers for Medicare & Medicaid Services (CMS) to:

- use specified data to determine whether a bid satisfies certain requirements related to volume of coverage with respect to such products,
- reject a bid if the bidder does not demonstrate its ability to furnish such products in a manner consistent with its bid, and
- establish a process to monitor the extent to which an entity continues to cover the product types included in its bid.

The CMS may terminate a contract if it determines that an entity, for reasons other than product discontinuation or market-wide shortage, fails to maintain ready access to such products included in its bid.

In addition, the bill specifies that an entity furnishing such products to beneficiaries under the program: (1) must furnish to each beneficiary a brand of strips that is compatible with the beneficiary's home blood glucose monitor, (2) may not attempt to influence or incentivize a beneficiary to switch the brand of either type of product, and (3) must contact and receive a request from a beneficiary no more than 14 days prior to dispensing a refill to the beneficiary.

## Actions Timeline

- Dec 6, 2017: Reported (Amended) by the Committee on Energy and Commerce. H. Rept. 115-447, Part I.
- Dec 6, 2017: Committee on Ways and Means discharged.
- Dec 6, 2017: Placed on the Union Calendar, Calendar No. 329.
- Oct 4, 2017: Committee Consideration and Mark-up Session Held.
- Oct 4, 2017: Ordered to be Reported by Voice Vote.
- Sep 13, 2017: Subcommittee Consideration and Mark-up Session Held.
- Sep 13, 2017: Forwarded by Subcommittee to Full Committee (Amended) by Voice Vote .
- Jul 31, 2017: Referred to the Subcommittee on Health.
- Jul 21, 2017: Referred to the Subcommittee on Health.
- Jul 17, 2017: Introduced in House
- Jul 17, 2017: 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.