

117TH CONGRESS
1ST SESSION

S. 2814

To provide for affordable access to insulin and epinephrine.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 23, 2021

Mr. KENNEDY introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To provide for affordable access to insulin and epinephrine.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Vital Medication Af-
5 fordability Act”.

6 **SEC. 2. ACCESS TO AFFORDABLE LIFE-SAVING DRUGS.**

7 Section 330(k)(3) of the Public Health Service Act
8 (42 U.S.C. 254b(k)(3)) is amended—

9 (1) in subparagraph (M), by striking “; and”
10 and inserting a semicolon;

11 (2) by redesignating subparagraph (N) as sub-
12 paragraph (O); and

(3) by inserting after subparagraph (M) the following:

“(N) in the case of a center that participates in the drug discount program under section 340B, the center has established, written practices to make insulin and injectable epinephrine available at or below the discounted price paid by the center or subgrantee of the center under the drug discount program under section 340B (plus a minimal administration fee) to patients whose household income is equal to or less than 350 percent of the Federal poverty line and who—

“(i) have a cost-sharing requirement under a health insurance plan for insulin or injectable epinephrine under which the patient out-of-pocket share is more than 20 percent of the total amount charged by the center for such insulin or epinephrine;

“(ii) have a high unmet deductible under a health insurance plan; or

“(iii) have no health insurance; and”.

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