

108TH CONGRESS  
1ST SESSION

# H. R. 1288

To amend title XVIII of the Social Security Act to provide for coverage under the Medicare Program of all oral anticancer drugs.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 13, 2003

Ms. PRYCE of Ohio (for herself, Mrs. MYRICK, Mr. GREENWOOD, Mr. TANCREDO, Mr. HOUGHTON, Mr. KING of New York, Mr. GOODE, Mr. CASTLE, Mr. HYDE, Mr. WAMP, Mr. SHUSTER, Mr. SHIMKUS, Mr. PORTMAN, Mr. LATOURETTE, Mrs. BIGGERT, Mr. LOBIONDO, Mr. HOBSON, Mr. BURTON of Indiana, Mr. TIAHRT, Mr. SMITH of Michigan, Mr. WOLF, Mr. BACHUS, Ms. DEGETTE, Mrs. CAPPS, Mr. ISRAEL, Ms. LEE, Mr. UDALL of New Mexico, Mrs. MALONEY, Mr. JOHN, Mr. GREEN of Texas, Mr. LIPINSKI, Mr. POMEROY, Mr. TURNER of Texas, Ms. BALDWIN, Mr. STRICKLAND, Mr. PALLONE, Mr. PASCRELL, Ms. BERKLEY, Mr. HOLT, Mr. FROST, Mr. SERRANO, Mrs. LOWEY, Mr. MURTHA, Mr. MCINTYRE, Mr. INSLEE, Mr. MOORE, Mr. CARSON of Oklahoma, Mr. LUCAS of Kentucky, Mr. MEEHAN, Mr. GEORGE MILLER of California, Mr. BROWN of Ohio, and Mr. BURGESS) introduced the following bill; which was 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

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## A BILL

To amend title XVIII of the Social Security Act to provide for coverage under the Medicare Program of all oral anticancer drugs.

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

**1 SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Access to Cancer  
3 Therapies Act of 2003”.

**4 SEC. 2. MEDICARE COVERAGE OF ALL ANTICANCER ORAL  
5 DRUGS.**

6 (a) IN GENERAL.—Section 1861(s)(2)(Q) of the So-  
7 cial Security Act (42 U.S.C. 1395x(s)(2)(Q)) is amended  
8 by striking “chemotherapeutic agent for a given indica-  
9 tion,” and all that follows and inserting “agent for a medi-  
10 cally accepted indication (as defined in subsection  
11 (t)(2)(B));”.

12 (b) CONFORMING AMENDMENT.—Section  
13 1834(j)(5)(F)(iv) of such Act (42 U.S.C.  
14 1395m(j)(5)(F)(iv)) is amended by striking “therapeutic”.

15 (c) EFFECTIVE DATE.—The amendments made by  
16 this section shall apply with respect to drugs furnished  
17 on or after the date that is 90 days after the date of the  
18 enactment of this Act.

