

108TH CONGRESS  
1ST SESSION

# S. 1037

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

---

IN THE SENATE OF THE UNITED STATES

MAY 9, 2003

Ms. SNOWE (for herself, Mr. ROCKEFELLER, Mr. WARNER, Mr. HOLLINGS, Mr. KERRY, Ms. COLLINS, Mr. CARPER, Mr. ALLEN, Ms. LANDRIEU, Mrs. LINCOLN, Mr. FITZGERALD, Mr. DORGAN, Mr. CORZINE, Mr. CAMPBELL, Mr. SCHUMER, Mr. CHAFEE, Mr. SMITH, Mr. HARKIN, Ms. MIKULSKI, Ms. CANTWELL, Mr. NELSON of Nebraska, Mr. CRAIG, Mrs. FEINSTEIN, and Mr. LAUTENBERG) introduced the following bill; which was read twice and referred to the Committee on Finance

---

## 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,*

3 **SECTION 1. SHORT TITLE.**

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

1 **SEC. 2. MEDICARE COVERAGE OF ALL ANTICANCER ORAL**2 **DRUGS.**

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

9 (b) CONFORMING AMENDMENT.—Section  
10 1834(j)(5)(F)(iv) of such Act (42 U.S.C.  
11 1395m(j)(5)(F)(iv)) is amended by striking “therapeutic”.

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

○