

109TH CONGRESS
1ST SESSION

H. R. 712

To amend title XVIII of the Social Security Act to exclude coverage of drugs prescribed for the treatment of impotence under the Medicare prescription drug benefit.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 9, 2005

Mr. KING of Iowa (for himself, Mr. SAM JOHNSON of Texas, Mr. PENCE, Mr. KUCINICH, Mr. MILLER of Florida, Mr. AKIN, Mr. PAUL, Mr. MORAN of Virginia, Mr. GOODE, Mr. OTTER, Mr. GUTKNECHT, Mr. BOOZMAN, and Mrs. CHRISTENSEN) 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

A BILL

To amend title XVIII of the Social Security Act to exclude coverage of drugs prescribed for the treatment of impotence under the Medicare prescription drug benefit.

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 “Medicare Prescription
5 Drug Sensibility Act”.

1 **SEC. 2. EXCLUDING MEDICARE DRUG COVERAGE FOR**
2 **DRUGS PRESCRIBED FOR THE TREATMENT**
3 **OF IMPOTENCE.**

4 (a) IN GENERAL.—Section 1860D–2(e)(2)(A) of the
5 Social Security Act (42 U.S.C. 1395w–102(e)(2)) is
6 amended by inserting “are prescribed for the treatment
7 of impotence or which” after “or their medical uses,
8 which”.

9 (b) EFFECTIVE DATE.—The amendment made by
10 subsection (a) shall be effective as if included in the enact-
11 ment of the Medicare Prescription Drug, Improvement,
12 and Modernization Act of 2003 (Public Law 108–173).

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