

111TH CONGRESS
2^D SESSION

H. R. 6176

To amend section 340B of the Public Health Service Act to allow certain covered entities to resell or transfer a covered outpatient drug to an individual with HIV/AIDS in connection with medication regimen adherence services being provided to the individual by a licensed health care professional of the entity.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 22, 2010

Mr. DEUTCH introduced the following bill; which was referred to the
Committee on Energy and Commerce

A BILL

To amend section 340B of the Public Health Service Act to allow certain covered entities to resell or transfer a covered outpatient drug to an individual with HIV/AIDS in connection with medication regimen adherence services being provided to the individual by a licensed health care professional of the entity.

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. LIMITATION ON PRICES OF DRUGS PURCHASED**
2 **BY CERTAIN COVERED ENTITIES FOR RESALE**
3 **OR TRANSFER TO INDIVIDUALS WITH HIV/**
4 **AIDS RECEIVING MEDICATION REGIMEN AD-**
5 **HERENCE SERVICES.**

6 Subparagraph (B) of section 340B(a)(5) of the Pub-
7 lic Health Service Act (42 U.S.C. 256b(a)(5)) is amended
8 by adding at the end the following: “Notwithstanding the
9 preceding sentence, a covered entity described in para-
10 graph (4)(J) may resell or transfer the drug to an indi-
11 vidual with HIV/AIDS (as defined in section 2689) in con-
12 nection with medication regimen adherence services being
13 provided to the individual by a licensed health care profes-
14 sional in such professional’s capacity as an employee, con-
15 tractor, or volunteer of the entity.”.

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