

112TH CONGRESS
2D SESSION

S. 3496

To amend title XVIII of the Social Security Act to permit direct payment to pharmacies for certain compounded drugs that are prepared by the pharmacies for a specific beneficiary for use through an implanted infusion pump.

IN THE SENATE OF THE UNITED STATES

AUGUST 2, 2012

Mr. COCHRAN (for himself and Mr. WICKER) 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 permit direct payment to pharmacies for certain compounded drugs that are prepared by the pharmacies for a specific beneficiary for use through an implanted infusion pump.

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. MEDICARE DIRECT PAYMENT TO PHARMACIES**
 2 **FOR CERTAIN COMPOUNDED DRUGS THAT**
 3 **ARE PREPARED BY THE PHARMACIES FOR A**
 4 **SPECIFIC BENEFICIARY FOR USE THROUGH**
 5 **AN IMPLANTED INFUSION PUMP.**

6 (a) IN GENERAL.—The first sentence of section
 7 1842(b)(6) of the Social Security Act (42 U.S.C.
 8 1395u(b)(6)) is amended—

9 (1) by striking “and” before “(H)”; and

10 (2) by inserting before the period at the end the
 11 following: “, and (I) in the case of covered com-
 12 pounded drugs that are prepared by a pharmacy for
 13 a specific individual, are dispensed, directly or indi-
 14 rectly, to the individual, are necessary for the effec-
 15 tive use of, or therapeutic benefit from, an im-
 16 planted infusion pump (regardless who refills the
 17 pump), and are billed directly by the pharmacy, pay-
 18 ment shall be made to the pharmacy”.

19 (b) EFFECTIVE DATE.—The amendments made by
 20 subsection (a) shall apply to drugs dispensed on or after
 21 the date of the enactment of this Act.

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