

117TH CONGRESS
2D SESSION

S. 3670

To clarify that agencies of the Department of Health and Human Services do not have the authority to regulate the practice of medicine.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 16, 2022

Mr. JOHNSON introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To clarify that agencies of the Department of Health and Human Services do not have the authority to regulate the practice of medicine.

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 “Right to Treat Act”.

5 **SEC. 2. SCOPE OF AUTHORITIES.**

6 Notwithstanding any other provision of law—

7 (1) no Federal agency, including the Food and
8 Drug Administration, the National Institutes of
9 Health, and the Centers for Disease Control and

1 Prevention, shall have the authority to regulate the
2 practice of medicine; and

3 (2) no Federal law, rule, regulation, or policy
4 shall prohibit or restrict the lawful prescribing or
5 disbursing of any drug that is approved by the Food
6 and Drug Administration, or that is available pursu-
7 ant to section 561B of the Federal Food, Drug, and
8 Cosmetic Act (21 U.S.C. 360bbb–0a).

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