

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To protect patient access to current and future treatments for a range of serious conditions, such as cancer, Alzheimer's disease, HIV/AIDS, Parkinson's disease, and sickle cell disease, among numerous others.

**IN THE SENATE OF THE UNITED STATES—117th Cong., 2d Sess.**

**H. R. 5376**

To provide for reconciliation pursuant to title II of S. Con.  
Res. 14.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. MARSHALL  
to the amendment (No. \_\_\_\_\_) proposed by  
\_\_\_\_\_

Viz:

1 At the end of title I, add the following:

1 **Subtitle E—Ensuring Patient Ac-**  
2 **cess to Drugs and Biological**  
3 **Products That Treat Serious**  
4 **Conditions**

5 **SEC. 14001. ENSURING PATIENT ACCESS TO DRUGS AND BI-**  
6 **OLOGICAL PRODUCTS THAT TREAT SERIOUS**  
7 **CONDITIONS.**

8 Section 1192(e)(3) of the Social Security Act, as  
9 added by section 11001, is amended by adding at the end  
10 the following new subparagraphs:

11 “(D) SIX PROTECTED CLASSES.—A cov-  
12 ered part D drug in a category or class that is  
13 identified under section 1860D–4(b)(3)(G)(iv).

14 “(E) BREAKTHROUGH THERAPIES.—A  
15 drug or biological product designated under sec-  
16 tion 506(a) of the Federal Food, Drug, and  
17 Cosmetic Act (21 U.S.C. 356(a)) as a break-  
18 through therapy and approved under section  
19 505 of such Act (21 U.S.C. 355) or section 351  
20 of the Public Health Service Act (42 U.S.C.  
21 262).”.

22 **SEC. 14002. REDUCTION OF ADDITIONAL IRS FUNDING FOR**  
23 **ENFORCEMENT AND OPERATIONS.**

24 Section 10301(a)(1)(A)(i) of this Act is amended—

1           (1)    in    subclause    (II),    by    striking  
2           “\$45,637,400,000”           and           inserting  
3           “\$10,326,400,000”; and  
4           (2)    in    subclause    (III),    by    striking  
5           “\$25,326,400,000” and inserting “\$326,400,000”.