

116TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To amend title XIX of the Social Security Act to expand the permitted uses of drug price information disclosed to States under the Medicaid drug rebate program.

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IN THE SENATE OF THE UNITED STATES

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Mr. VAN HOLLEN introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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## **A BILL**

To amend title XIX of the Social Security Act to expand the permitted uses of drug price information disclosed to States under the Medicaid drug rebate program.

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 “Empowering States  
5 to Address Drug Costs Act”.

1 **SEC. 2. EXPANSION OF PERMITTED USES OF DRUG PRICE**  
2 **INFORMATION DISCLOSED TO STATES UNDER**  
3 **MEDICAID DRUG REBATE PROGRAM.**

4 Clause (iv) of section 1927(b)(3)(D) of the Social Se-  
5 curity Act (42 U.S.C. 1396r-8(b)(3)(D)) is amended to  
6 read as follows:

7 “(iv) to States—

8 “(I) to carry out this title, or

9 “(II) to review the information  
10 provided (including average manufac-  
11 turer price, best price, and rebate cal-  
12 culation data) for the purposes of es-  
13 tablishing and operating State all-  
14 payer prescription drug rate setting  
15 entities (drug affordability boards) or  
16 State multi-payer purchasing pools,”.