

112TH CONGRESS
1ST SESSION

S. 1368

To amend the Patient Protection and Affordable Care Act to repeal distributions for medicine qualified only if for prescribed drug or insulin.

IN THE SENATE OF THE UNITED STATES

JULY 14, 2011

Mr. ROBERTS (for himself and Mr. NELSON of Nebraska) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend the Patient Protection and Affordable Care Act to repeal distributions for medicine qualified only if for prescribed drug or insulin.

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 “Restoring Access to
5 Medication Act”.

6 **SEC. 2. REPEAL OF DISTRIBUTIONS FOR MEDICINE QUALI-**
7 **FIED ONLY IF FOR PRESCRIBED DRUG OR IN-**
8 **SULIN.**

9 Section 9003 of the Patient Protection and Afford-
10 able Care Act (Public Law 111–148) and the amendments

1 made by such section are repealed; and the Internal Rev-
2 enue Code of 1986 shall be applied as if such section, and
3 amendments, had never been enacted.

4 **SEC. 3. RESCISSION OF UNSPENT FEDERAL FUNDS TO OFF-**
5 **SET LOSS IN REVENUES.**

6 (a) IN GENERAL.—Notwithstanding any other provi-
7 sion of law, of all available unobligated funds, appro-
8 priated discretionary funds are hereby rescinded in such
9 amounts as determined by the Director of the Office of
10 Management and Budget such that the aggregate amount
11 of such rescission equals the reduction in revenues to the
12 Treasury by reason of the repeal, and amendments, made
13 by section 2.

14 (b) IMPLEMENTATION.—The Director of the Office of
15 Management and Budget shall determine and identify
16 from which appropriation accounts the rescission under
17 subsection (a) shall apply and the amount of such rescis-
18 sion that shall apply to each such account. Not later than
19 60 days after the date of the enactment of this Act, the
20 Director of the Office of Management and Budget shall
21 submit a report to the Secretary of the Treasury and Con-
22 gress of the accounts and amounts determined and identi-
23 fied for rescission under the preceding sentence.

1 (c) EXCEPTION.—This section shall not apply to the
2 unobligated funds of the Department of Veterans Affairs
3 or the Social Security Administration.

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