

AMENDMENT

OFFERED BY M r. Roe

In the section 1197(a) proposed to be added to the Social Security Act by section 101(a), strike “paragraph (2)” and insert “paragraph (2) and subsection (c)”.

In the section 1197(b) proposed to be added to the Social Security Act by section 101(a), strike “With respect to” and inserting “Subject to subsection (c), with respect to”.

Add at the end of the section 1197 proposed to be added to the Social Security Act by section 101(a), the following paragraph

1 (c) NON-APPLICATION.—The provisions of sub-
2 sections (a) and (b) of this section and section 716 of the
3 Employee Retirement Income Security Act of 1974 shall
4 not apply with respect to a group health plan or health
5 insurance issuer offering group health insurance coverage
6 unless the Secretary of Labor certifies that the implemen-
7 tation of such provisions are not projected to result in de-
8 creased access to prescription drugs in group health plans
9 or group health insurance coverage.

In the section 716(b) proposed to be added to the the Employee Retirement Income Security Act of 1974 by section 101(b)(2)(B), strike “A group health plan” and insert “Subject to section 1197(c) of the Social Security Act, a group health plan”.

