

AMENDMENT

OFFERED BY MS. Foxx

Add at the end of the section 1197(b) proposed to be added to the Social Security Act by section 101(a) the following sentence: “The previous sentence shall not apply with respect to a group health plan or health insurance issuer offering group health insurance coverage that has made an election not to so participate with respect to a selected drug if the drug is covered under such plan or coverage and the price negotiated for such drug by the plan or issuer is not more than the maximum fair price for such drug negotiated under this part.”.

Add at the end of the section 716(b) proposed to be added to the Employee Retirement Income Security Act of 1974 by section 101(b)(2) the following sentence: “The previous sentence shall not apply with respect to a group health plan or health insurance issuer offering group health insurance coverage that has made an election not to so participate with respect to a selected drug if the drug is covered under such plan or coverage and the price negotiated for such drug by the plan or issuer

is not more than the maximum fair price for such drug negotiated under this part.”

