

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 2948

To extend the requirement that drug manufacturers that increase prices faster than inflation pay an additional rebate to State Medicaid programs to include manufacturers of generic drugs.

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## IN THE SENATE OF THE UNITED STATES

NOVEMBER 20, 2014

Mr. SANDERS introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To extend the requirement that drug manufacturers that increase prices faster than inflation pay an additional rebate to State Medicaid programs to include manufacturers of generic drugs.

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 “Medicaid Generic Drug  
5       Price Fairness Act”.

1 **SEC. 2. APPLYING THE MEDICAID ADDITIONAL REBATE RE-**  
2 **QUIREMENT TO MANUFACTURERS OF GE-**  
3 **NERIC DRUGS.**

4 (a) **IN GENERAL.**—Section 1927(c)(3)(A) of the So-  
5 cial Security Act (42 U.S.C. 1396r-8(c)(3)(A)) is amend-  
6 ed—

7 (1) in clause (ii), by striking the period and in-  
8 serting “,”; and

9 (2) by adding at the end the following flush  
10 text:

11 “and shall be increased by an amount deter-  
12 mined in the same manner as the increase in  
13 the amount of a rebate for a single source drug  
14 or an innovator multiple source drug is deter-  
15 mined under paragraph (2).”.

16 (b) **EFFECTIVE DATE.**—The amendments made by  
17 this section shall apply to rebate periods beginning on or  
18 after the date of enactment of this Act.

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