

Union Calendar No. 536

115TH CONGRESS
2^D SESSION

H. R. 5418

[Report No. 115-693]

To direct the Secretary of Veterans Affairs to carry out the Medical Surgical Prime Vendor program using multiple prime vendors.

IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 2018

Mr. BERGMAN (for himself, Mr. PETERS, Mr. BANKS of Indiana, and Mr. DUNN) introduced the following bill; which was referred to the Committee on Veterans' Affairs

MAY 21, 2018

Additional sponsor: Ms. KUSTER of New Hampshire

MAY 21, 2018

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

A BILL

To direct the Secretary of Veterans Affairs to carry out the Medical Surgical Prime Vendor program using multiple prime vendors.

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 “Veterans Affairs Med-
5 ical-Surgical Purchasing Stabilization Act”.

6 **SEC. 2. MEDICAL SURGICAL PRIME VENDOR PROGRAM.**

7 (a) VENDORS.—In procuring certain medical, sur-
8 gical, and dental supplies or laboratory supplies for med-
9 ical centers of the Department of Veterans Affairs, the
10 Secretary of Veterans Affairs shall carry out the Medical
11 Surgical Prime Vendor program, or successor program, in
12 a manner that—

13 (1) requires the Secretary to award contracts to
14 multiple regional prime vendors instead of a single
15 nationwide prime vendor; and

16 (2) prohibits—

17 (A) a prime vendor from solely designing
18 the formulary of such supplies; and

19 (B) a prime vendor from solely purchasing
20 from such formulary.

21 (b) CLINICALLY DRIVEN SOURCING.—

22 (1) EXPERTISE.—In carrying out the formulary
23 of supplies under the Medical Surgical Prime Vendor
24 program, or successor program, the Secretary shall
25 ensure that each employee of the Department of

1 Veterans Affairs who conducts formulary analyses or
2 makes decisions with respect to including items on
3 the formulary has medical expertise relevant to the
4 items for which the employee conducts such analyses
5 or makes such decisions.

6 (2) LISTS.—Not later than 30 days after the
7 date of the enactment of this Act, and quarterly
8 thereafter with respect to any updates, the Secretary
9 shall submit to the Committees on Veterans' Affairs
10 of the House of Representatives and the Senate a
11 list of each employee described in paragraph (1) and
12 the relevant medical expertise of the employee, listed
13 by the categories of items in the formulary described
14 in such paragraph.

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