

**AMENDMENT TO THE SENATE AMENDMENT TO
H.R. 5376
OFFERED BY MR. MURPHY OF NORTH CAROLINA**

At the end of title I, add the following:

1 **Subtitle E—Ensuring Patient Ac-**
2 **cess to Drugs and Biological**
3 **Products That Treat Serious**
4 **Conditions**

5 **SEC. 14001. ENSURING PATIENT ACCESS TO DRUGS AND BI-**
6 **OLOGICAL PRODUCTS THAT TREAT SERIOUS**
7 **CONDITIONS.**

8 Section 1192(e)(3) of the Social Security Act, as
9 added by section 11001, is amended by adding at the end
10 the following new subparagraphs:

11 “(D) SIX PROTECTED CLASSES.—A cov-
12 ered part D drug in a category or class that is
13 identified under section 1860D–4(b)(3)(G)(iv).

14 “(E) BREAKTHROUGH THERAPIES.—A
15 drug or biological product designated under sec-
16 tion 506(a) of the Federal Food, Drug, and
17 Cosmetic Act (21 U.S.C. 356(a)) as a break-
18 through therapy and approved under section
19 505 of such Act (21 U.S.C. 355) or section 351

1 of the Public Health Service Act (42 U.S.C.
2 262).”.

3 **SEC. 14002. REDUCTION OF ADDITIONAL IRS FUNDING FOR**
4 **ENFORCEMENT AND OPERATIONS.**

5 Section 10301(1)(A) of this Act is amended—

6 (1) in clause (ii), by striking
7 “\$45,637,400,000” and inserting
8 “\$10,326,400,000”; and
9 (2) in clause (iii), by striking
10 “\$25,326,400,000” and inserting “\$326,400,000”.

