## Amendment to the Amendment in the Nature of a Substitute to Committee Print for Subtitle E Relating to Drug Pricing

Offered by M .

Page 30, line 11, strike "(C) Information on comparative" and all that follows through line 2.

Add at the end of part 1 add the following new section:

## 1SEC. 30504. PROHIBITION ON USE OF DOLLARS-PER-QUAL-2ITY ADJUSTED LIFE YEAR.

3 (a) IN GENERAL.—Part A of title XI of the Social
4 Security Act (42 U.S.C. 1301 et seq.) is amended by in5 serting the following new section:

6 "SEC. 1150D. PROHIBITION ON USE OF DOLLARS-PER-QUAL-

## ITY ADJUSTED LIFE YEAR.

8 "(a) The Secretary shall not develop or utilize, di-9 rectly or indirectly, a dollars-per-quality adjusted life year 10 (or any similar measure that discounts the value of a life 11 because of an individual's disability, other perceived qual-12 ity reduction, or age) in determining the value of the treat-13 ment, or the amounts appropriate to pay for the treat-

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ment, or in determining coverage, reimbursement, cost sharing, or incentive policies or programs under any title
 of the Social Security Act.

4 "(b) This prohibition includes using a price developed 5 by any entity or government that is based on a dollarsper-quality adjusted life year or similar measure to deter-6 7 mine payment rates, prices, or coverage policies, or using 8 averages or other pricing metrics that directly or indirectly 9 take into account one or more of such quality adjusted life year (or similar measure)-influenced payment rates, 10 11 prices, or coverage policies.".

12 (b) CONFORMING AMENDMENT.—In section
13 1115A(d)(1) of the Social Security Act (42 U.S.C.
14 1315a(d)(1)) by inserting "(other than section 1150C of
15 such title)" after "XI".

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