

**Amendment to the Amendment in the Nature of a Substitute to H.R. 3
Offered by Rep. Smith of Nebraska**

The amendment would exempt any drug used to treat or cure any rare disease or any other disease most prevalent to seniors from price setting.

AMENDMENT

OFFERED BY MR. Smith

In the section 1192(d)(1) proposed to be added to the Social Security Act by section 101(a), insert “subject to paragraph (4),” after “For purposes of this part,”.

Add at the end of the section 1192(d) proposed to be added to the Social Security Act by section 101(a), the following paragraph:

1 “(4) EXCEPTION.—The term ‘negotiation-eli-
2 ble drug’ shall not include any drug or biological
3 product used to treat or cure
4 any rare disease or any other disease most prevalent to seniors.”

