

114TH CONGRESS  
1ST SESSION

# H. R. 2123

To direct the Secretary of Veterans Affairs to furnish non-formulary drugs and medicines to veterans diagnosed with mental health disorders, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 30, 2015

Mr. MURPHY of Pennsylvania (for himself, Mr. LIPINSKI, Mr. JONES, Mrs. ELLMERS of North Carolina, Mr. BUCSHON, Mr. RENACCI, Mr. TONKO, Mr. KELLY of Pennsylvania, Mr. BILIRAKIS, Mr. CRAWFORD, Mr. DOLD, Mr. TOM PRICE of Georgia, and Ms. GABBARD) introduced the following bill; which was referred to the Committee on Veterans' Affairs

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## A BILL

To direct the Secretary of Veterans Affairs to furnish non-formulary drugs and medicines to veterans diagnosed with mental health disorders, and for other purposes.

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 (a) **SHORT TITLE.**—This Act may be cited as the  
5 “Enhancing Veterans’ Access to Treatment Act of 2015”.

1 **SEC. 2. DEPARTMENT OF VETERANS AFFAIRS FURNISHING**  
2 **OF NON-FORMULARY DRUGS AND MEDICINES**  
3 **TO VETERANS WITH MENTAL HEALTH DIS-**  
4 **ORDERS.**

5 (a) AVAILABILITY OF NON-FORMULARY DRUGS AND  
6 MEDICINES.—Notwithstanding any other provision of law,  
7 in the case of a veteran who is enrolled in the patient en-  
8 rollment system under section 1705 of title 38, United  
9 States Code, who a duly licensed physician, including a  
10 Department of Defense physician, has determined is tak-  
11 ing or has taken during the 90-day period preceding the  
12 date of such determination, a prescribed drug or medicine  
13 that has been effective in treating a mental health disorder  
14 with which the veteran has been diagnosed, the Secretary  
15 of Veterans Affairs shall take such steps as may be nec-  
16 essary to furnish such drug or medicine to such veteran  
17 if the prescription is ordered by a duly licensed physician,  
18 regardless of whether such drug or medicine is available  
19 under the formulary in use by the Department of Veterans  
20 Affairs.

21 (b) VA CAPACITY TO DISPENSE CERTAIN NON-FOR-  
22 MULARY DRUGS AND MEDICINES.—The Secretary of Vet-  
23 erans Affairs shall revise the prescription medication for-  
24 mulary of the Department of Veterans Affairs to ensure  
25 that all medications within the classes of antipsychotics  
26 and antidepressants that are prescribed by Department of

1 Defense physicians, including such medications prescribed  
2 for the treatment of post-traumatic stress disorder, trau-  
3 matic brain injury, schizophrenia, depression, and bipolar  
4 disorder, are available at all Department of Veterans Af-  
5 fairs pharmacies.

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