

118TH CONGRESS
2D SESSION

H. R. 9127

To amend title III of the Public Health Service Act to include territorial disproportionate share hospitals as covered entities under the 340B drug discount program.

IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2024

Mr. SABLAN (for himself and Mr. MOYLAN) introduced the following bill;
which was referred to the Committee on Energy and Commerce

A BILL

To amend title III of the Public Health Service Act to include territorial disproportionate share hospitals as covered entities under the 340B drug discount program.

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 “Equitable Access to
5 340B Act”.

1 **SEC. 2. INCLUDING TERRITORIAL DISPROPORTIONATE**
2 **SHARE HOSPITALS AS COVERED ENTITIES**
3 **UNDER THE 340B DRUG DISCOUNT PROGRAM.**

4 Section 340B of the Public Health Service Act (42
5 U.S.C. 256b) is amended—

6 (1) in subsection (a)(4), by adding at the end
7 the following new subparagraph:

8 “(P) An entity that is a territorial dis-
9 proportionate share hospital (as defined in sub-
10 section (b)(3)) and meets the requirements of
11 clauses (i) and (ii) of subparagraph (L).”; and

12 (2) in subsection (b), by adding at the end the
13 following new paragraph:

14 “(3) TERRITORIAL DISPROPORTIONATE SHARE
15 HOSPITAL.—The term ‘territorial disproportionate
16 share hospital’ means a hospital that meets the re-
17 quirements of a Medicaid deemed disproportionate
18 share hospital (as described in section 1923(b)(1) of
19 the Social Security Act) and is located in the North-
20 ern Mariana Islands, Guam, American Samoa, or
21 the Virgin Islands.”.

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