

118TH CONGRESS
2D SESSION

S. 4587

To amend the Public Health Service Act to include rural emergency hospitals in the definition of a covered entity for purposes of the drug discount program under section 340B of such Act.

IN THE SENATE OF THE UNITED STATES

JUNE 18, 2024

Mr. PETERS introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Public Health Service Act to include rural emergency hospitals in the definition of a covered entity for purposes of the drug discount program under section 340B of such Act.

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 “Rural 340B Access
5 Act of 2024”.

1 **SEC. 2. INCLUDING RURAL EMERGENCY HOSPITALS AS**
2 **COVERED ENTITIES FOR PURPOSES OF THE**
3 **DRUG DISCOUNT PROGRAM.**

4 (a) IN GENERAL.—Section 340B(a)(4) of the Public
5 Health Service Act (42 U.S.C. 256b(a)(4)) is amended by
6 adding at the end the following:

7 “(P)(i) An entity that is a rural emergency
8 hospital (as defined in section 1861(kkk)(2) of
9 the Social Security Act) that is owned or oper-
10 ated by a unit of State or local government, is
11 a public or private non-profit corporation that
12 is formally granted governmental powers by a
13 unit of State or local government, or is a pri-
14 vate non-profit rural emergency hospital that
15 has a contract with a State or local government
16 to provide health care services to low income in-
17 dividuals who are not entitled to benefits under
18 title XVIII of the Social Security Act or eligible
19 for assistance under a State plan under title
20 XIX of such Act.

21 “(ii) In the case of an entity that meets
22 the requirements described in clause (i) after
23 the date of enactment of the Rural 340B Ac-
24 cess Act of 2024, such entity shall not be con-
25 sidered to be a covered entity for purposes of
26 this paragraph unless such entity was, as of the

1 date of enactment of the Rural 340B Access
2 Act of 2024, a covered entity under subpara-
3 graph (L) of this paragraph.”.

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