

**Amendment to the Amendment in the Nature of a Substitute to Subtitle J
Offered by Rep. Hern of Oklahoma**

The amendment would exempt any drug used to treat or cure rare diseases from price setting.
(Preserving Hope for Cures Act)

**AMENDMENT TO THE AMENDMENT IN THE NA-
TURE OF A SUBSTITUTE TO COMMITTEE
PRINT FOR SUBTITLE J RELATING TO DRUG
PRICING**

OFFERED BY M_r. Hern

In the section 1192(d)(1) proposed to be added to the Social Security Act by section 139001(a), insert “subject to paragraph (4)” after “For purposes of this part,”.

Add at the end of section 1192(d) proposed to be added to the Social Security Act by section 139001(a) the following paragraph:

- 1 (4) EXCEPTION.—The term “negotiation-eli-
2 ble drug” shall not include a drug designated by the
3 Secretary under section 526 of the Federal Food,
4 Drug, and Cosmetic Act (21 U.S.C. 360bb) for a
5 rare disease or condition.

