

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

The amendment would allow New Drug applications for unmet medical needs that benefit Medicare beneficiaries.

AMENDMENT

OFFERED BY MR. Kelly

Add at the end the following (and conform the table of contents accordingly):

1 **TITLE _____ —MISCELLANEOUS**

2 **SEC. ___01. EFFECTIVE DATE CONDITIONED ON CERTIFI-**
3 **CATION.**

4 Notwithstanding any other provision of this Act, none
5 of the provisions of this Act shall go into effect unless the
6 Secretary of Health and Human Services certifies that the
7 implementation of such provisions are not projected to re-
8 sult in fewer new drug applications with respect to drugs
9 for use in the treatment of unmet medical needs of Medi-
10 care beneficiaries.

