

117TH CONGRESS 1ST SESSION H.R. 5632

To codify a statutory definition for long-term care pharmacies.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 19, 2021

Mr. Schrader (for himself and Mr. Mullin) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To codify a statutory definition for long-term care pharmacies.

- 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 "Long-Term Care Phar-
- 5 macy Definition Act of 2021".
- 6 SEC. 2. DEFINITION.
- 7 Section 1860D–2 of the Social Security Act (42
- 8 U.S.C. 1395w-102) is amended by adding at the end the
- 9 following new subsection:

1	"(f) Long-Term Care Pharmacy Defined.—
2	"(1) IN GENERAL.—The term 'long-term care
3	pharmacy' means a pharmacy licensed under appli-
4	cable State law that is able to provide enhanced
5	pharmacy and clinical services to individuals who re-
6	quire enhanced medication services and reside in a
7	facility (as defined in paragraph (4)).
8	"(2) Enhanced pharmacy and clinical
9	SERVICES.—As used in this subsection, the term 'en-
10	hanced pharmacy and clinical services' includes—
11	"(A) medications dispensed pursuant to a
12	prescription or chart order in specialized pack-
13	aging which shall include unit of use packaging
14	unit dose packaging, single use containers
15	packaging from remote automated dispensing
16	technology, or other packaging required;
17	"(B) drug utilization review to identify po-
18	tential adverse drug reactions and inappropriate
19	drug usage;
20	"(C) medication reconciliation services at
21	the transition of care and other necessary clin-
22	ical management and medication services;
23	"(D) timely medication delivery 24 hours a
24	day. 7 days a week:

1	"(E) pharmacist on-call availability to pro-
2	vider dispensing and clinical services 24 hours
3	a day, 7 days a week;
1	"(F) amargancy supplies of modication as

- "(F) emergency supplies of medication as permitted by law and as required, including emergency kits or remote automated dispensing technology at a facility; and
- "(G) such other services as the Secretary determines appropriate.
- "(3) Individuals required enhanced medication services.—As used in this subsection, the term 'individual who requires enhanced medication services' means an individual who has one or more comorbid and medically complex chronic conditions that are life-threatening or significantly limit overall health or function, pose a high risk of hospitalization or other adverse health outcomes, and require enhanced pharmacy and clinical services.
- "(4) Facility.—As used in this subsection, the term 'facility' includes a facility described in section 1819(a), 1919(a), or 1905(d), or any other setting in which individuals who require enhanced medication services reside as determined by the Secretary.".