

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;

4 “(F) emergency supplies of medication as
5 permitted by law and as required, including
6 emergency kits or remote automated dispensing
7 technology at a facility; and

8 “(G) such other services as the Secretary
9 determines appropriate.

10 “(3) INDIVIDUALS REQUIRING ENHANCED
11 MEDICATION SERVICES.—As used in this subsection,
12 the term ‘individual who requires enhanced medica-
13 tion services’ means an individual who has one or
14 more comorbid and medically complex chronic condi-
15 tions that are life-threatening or significantly limit
16 overall health or function, pose a high risk of hos-
17 pitalization or other adverse health outcomes, and
18 require enhanced pharmacy and clinical services.

19 “(4) FACILITY.—As used in this subsection, the
20 term ‘facility’ includes a facility described in section
21 1819(a), 1919(a), or 1905(d), or any other setting
22 in which individuals who require enhanced medica-
23 tion services reside as determined by the Sec-
24 retary.”.

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