

118TH CONGRESS
2D SESSION

S. 4671

To limit cost sharing for prescription drugs, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 11 (legislative day, JULY 10), 2024

Mr. CASEY (for himself, Mr. WARNOCK, Ms. KLOBUCHAR, Mr. FETTERMAN, Mrs. GILLIBRAND, Mr. BLUMENTHAL, Mr. VAN HOLLEN, Mr. HEINRICH, Ms. BALDWIN, and Mr. WELCH) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To limit cost sharing for prescription drugs, and for other purposes.

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 “Capping Prescription
5 Costs Act of 2024”.

6 **SEC. 2. CAP ON PRESCRIPTION DRUG COST-SHARING.**

7 (a) QUALIFIED HEALTH PLANS.—Section 1302(c) of
8 the Patient Protection and Affordable Care Act (42
9 U.S.C. 18022(c)) is amended—

1 (1) in paragraph (3)(A)(i), by inserting “, in-
2 cluding cost-sharing with respect to prescription
3 drugs covered by the plan” after “charges”; and

4 (2) by adding at the end the following:

5 “(5) PRESCRIPTION DRUG COST-SHARING.—

6 “(A) 2026.—For plan years beginning in
7 2026, the cost-sharing incurred under a health
8 plan with respect to prescription drugs covered
9 by the plan shall not exceed \$2,000 per year for
10 each enrolled individual, or \$4,000 per year for
11 each family.

12 “(B) 2027 AND LATER.—

13 “(i) IN GENERAL.—In the case of any
14 plan year beginning in a calendar year
15 after 2026, the limitation under this para-
16 graph shall be equal to the applicable dol-
17 lar amount under subparagraph (A) for
18 plan years beginning in 2026, increased by
19 an amount equal to the product of that
20 amount and the medical care component of
21 the consumer price index for all urban con-
22 sumers (as published by the Bureau of
23 Labor Statistics) for that year.

24 “(ii) ADJUSTMENT TO AMOUNT.—If
25 the amount of any increase under clause

1 (i) is not a multiple of \$5, such increase
2 shall be rounded to the next lowest mul-
3 tiple of \$5.”.

4 (b) GROUP HEALTH PLANS.—Section 2707(b) of the
5 Public Health Service Act (42 U.S.C. 300gg-6(b)) is
6 amended—

7 (1) by striking “annual”; and

8 (2) by striking “paragraph (1) of section
9 1302(c)” and inserting “paragraphs (1) and (5) of
10 section 1302(c) of the Patient Protection and Af-
11 fordable Care Act”.

12 (c) EFFECTIVE DATE.—The amendments made by
13 subsections (a) and (b) shall take effect with respect to
14 plans beginning after December 31, 2025.

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