

114TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To amend title XI of the Social Security Act to exempt certain transfers used for educational purposes from manufacturer transparency reporting requirements.

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IN THE SENATE OF THE UNITED STATES

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Mr. BARRASSO introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend title XI of the Social Security Act to exempt certain transfers used for educational purposes from manufacturer transparency reporting requirements.

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 “\_\_\_\_\_ Act of  
5 \_\_\_\_\_”.

1 **SEC. 2. EXEMPTING FROM MANUFACTURER TRANS-**  
2 **PARENCY REPORTING CERTAIN TRANSFERS**  
3 **USED FOR EDUCATIONAL PURPOSES.**

4 (a) IN GENERAL.—Section 1128G(e)(10)(B) of the  
5 Social Security Act (42 U.S.C. 1320a–7h(e)(10)(B)) is  
6 amended—

7 (1) in clause (iii), by inserting “, including  
8 peer-reviewed journals, journal reprints, journal sup-  
9 plements, medical conference reports, and medical  
10 textbooks” after “patient use”; and

11 (2) by adding at the end the following new  
12 clause:

13 “(xiii) In the case of a covered recipi-  
14 ent who is a physician, an indirect pay-  
15 ment or transfer of value to the covered re-  
16 cipient—

17 “(I) for speaking at, or preparing  
18 educational materials for, an edu-  
19 cational event for physicians or other  
20 health care professionals that does not  
21 commercially promote a covered drug,  
22 device, biological, or medical supply;  
23 or

24 “(II) that serves the sole purpose  
25 of providing the covered recipient with  
26 medical education, such as by pro-

1                   viding the covered recipient with the  
2                   tuition required to attend an edu-  
3                   cational event or with materials pro-  
4                   vided to physicians at an educational  
5                   event.”.

6           (b) **EFFECTIVE DATE.**—The amendments made by  
7 this section shall apply with respect to transfers of value  
8 made on or after the date of the enactment of this Act.