H. R. \___

To amend the Internal Revenue Code of 1986 to provide for a temporary moratorium on certain taxes affecting purchases of prescription medication.

IN THE HOUSE OF REPRESENTATIVES

M. \_____\ introduced the following bill; which was referred to the Committee on ____________________

A BILL

To amend the Internal Revenue Code of 1986 to provide for a temporary moratorium on certain taxes affecting purchases of prescription medication.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. TEMPORARY MORATORIUM ON TAX ON OVER-THE-COUNTER MEDICATIONS.

(a) HSAs.—Subparagraph (A) of section 223(d)(2) of the Internal Revenue Code of 1986 is amended by striking “only if such” and all that follows and by inserting “only if—
“(i) such medicine or drug is a prescribed drug (determined without regard to whether such drug is available without a prescription) or is insulin, or

“(ii) such amount is paid during the period beginning on January 1, 2018 and ending on December 31, 2019.”.

(b) ARCHER MSAS.—Subparagraph (A) of section 220(d)(2) of the Internal Revenue Code of 1986 is amended by striking “only if such” and all that follows and by and inserting “only if—

“(i) such medicine or drug is a prescribed drug (determined without regard to whether such drug is available without a prescription) or is insulin, or

“(ii) such amount is paid during the period beginning on January 1, 2018 and ending on December 31, 2019.”.

(c) HEALTH FLEXIBLE SPENDING ARRANGEMENTS AND HEALTH REIMBURSEMENT ARRANGEMENTS.—Subsection (f) of section 106 of the Internal Revenue Code of 1986 is amended by striking “only if such” and all that follows and by and inserting “only if—
“(1) such medicine or drug is a prescribed drug (determined without regard to whether such drug is available without a prescription) or is insulin, or

“(2) such expense is incurred during the period beginning on January 1, 2018 and ending on December 31, 2019.”.

(d) EFFECTIVE DATES.—

(1) DISTRIBUTIONS FROM SAVINGS ACCOUNTS.—The amendments made by subsections (a) and (b) shall apply to amounts paid after December 31, 2017.

(2) REIMBURSEMENTS.—The amendment made by subsection (c) shall apply to expenses incurred after December 31, 2017.