

“(iii) PHARMACY ACCESS TO LIMITED ACCESS DRUG INFORMATION.—For plan years beginning with plan year 2026, upon the request of a network pharmacy, a PDP sponsor of a prescription drug plan (or a pharmacy benefit manager acting on behalf of such sponsor) shall present such pharmacy, on a timely basis (as determined by the Secretary), with information specific to any covered part D drug listed under subclause (II) of clause (i) of this subparagraph, along with the rationale for its designation as a limited access drug (as described in subclause (II) of clause (ii)) and the requirements imposed with respect to such drug (as described in subclause (III) of subclause (ii)). Any PDP sponsor or pharmacy benefit manager that provides false information upon such a request or that fails to provide the information requested on a timely basis shall be found in violation of this subsection.

“(iv) HHS ANNUAL REPORT ON LIMITED ACCESS DRUGS.—Not later than December 31, 2027, and annually thereafter, the Secretary shall submit to the Committee on Finance of the Senate, and the Committee on Ways and Means and the Committee on Energy and Commerce of the House of Representatives a report on compliance by PDP sponsors with the requirements under this subparagraph. Each such report shall include—

“(I) a description of the patterns, trends, variations, and rationales for the designation by PDP sponsors of certain covered part D drugs as limited access drugs described in clause (v), and the implications of such designations on beneficiary access to such covered part D drugs;

“(II) a description of the information submitted to the Secretary under clause (ii) (in a manner that does not disclose the identity of a pharmacy, a PDP sponsor, a prescription drug plan, or pharmacy benefit manager, or any proprietary pricing information); and

“(III) any other information determined appropriate by the Secretary.

“(v) LIMITED ACCESS DRUG DEFINED.—In this subparagraph, the term ‘limited access drug’ means a covered part D drug that meets at least one of the following:

“(I) The Food and Drug Administration has restricted distribution of such covered part D drug to certain facilities or physicians.

“(II) The dispensing of such covered part D drug requires extraordinary special handling, provider coordination, or patient education that cannot be met by a network pharmacy.”

By Mr. THUNE (for himself, Ms. SMITH, Mr. ROUNDS, Mr. CRAMER, Ms. KLOBUCHAR, and Mr. HOEVEN):

S. 2412. A bill to require the Secretary of Agriculture to allow emergency haying under the conservation reserve program during the primary nesting season under certain conditions; to the Committee on Agriculture, Nutrition, and Forestry.

Mr. THUNE. Madam President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the text of the bill was ordered to be printed in the RECORD, as follows:

S. 2412

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

#### SECTION 1. SHORT TITLE.

This Act may be cited as the ‘‘Conservation Reserve Program Flexibility Act of 2023’’ or the ‘‘CRP Flexibility Act of 2023’’.

#### SEC. 2. EMERGENCY HAYING DURING THE PRIMARY NESTING SEASON.

Section 1233(b)(1) of the Food Security Act of 1985 (16 U.S.C. 3833(b)(1)) is amended—

(1) in subparagraph (A)(ii), by inserting ‘‘subject to subclauses (I) and (III) of clause (i), and subclauses (I) and (II) of clause (ii), of subparagraph (B),’’ before ‘‘are subject to’’; and

(2) in subparagraph (B)(i)—

(A) by redesignating subclauses (I) through (VI) as subclauses (II) through (VII), respectively;

(B) by inserting before subclause (II) (as so redesignated) the following:

‘‘(I) emergency haying in response to a localized or regional drought, flooding, wildfire, or other emergency, on all practices, during or outside the primary nesting season, when—

‘‘(aa) the county is designated as D2 (severe drought) or greater according to the United States Drought Monitor;

‘‘(bb) there is at least a 40 percent loss in forage production in the county; or

‘‘(cc) the Secretary, in coordination with the State technical committee, determines that the program can assist in the response to a natural disaster event without permanent damage to the established cover;’’

(C) in subclause (II) (as so redesignated), in the matter preceding item (aa), by striking ‘‘emergency haying, emergency grazing, or other emergency use’’ and inserting ‘‘emergency grazing or other emergency use’’; and

(D) in subclause (IV) (as so redesignated), by striking ‘‘outside the primary nesting season’’ and inserting ‘‘during or outside the primary nesting season’’.

#### SUBMITTED RESOLUTIONS

SENATE RESOLUTION 305—COMMEMORATING THE 50TH ANNIVERSARY OF HIP HOP AND DESIGNATING AUGUST 11, 2023, AS ‘‘HIP HOP CELEBRATION DAY’’, DESIGNATING AUGUST 2023 AS ‘‘HIP HOP RECOGNITION MONTH’’, AND DESIGNATING NOVEMBER 2023 AS ‘‘HIP HOP HISTORY MONTH’’

Mr. SCHUMER (for himself and Mr. CASSIDY) submitted the following resolution; which was considered and agreed to:

S. RES. 305

Whereas 2023 is the 50th anniversary of the creation of hip hop;

Whereas, on August 11, 1973, Clive ‘‘DJ Kool Herc’’ Campbell introduced his innovative style of disc jockeying at an event organized by his sister, Cindy Campbell, called the ‘‘Back To School Jam’’, which was held in the recreation room of 1520 Sedgwick Avenue in the Bronx, New York;

Whereas, together, Clive ‘‘DJ Kool Herc’’ Campbell and the master of ceremonies engaged the crowd with rap on the microphone, while partygoers known as B-boys and B-girls danced, and introduced a new style, later known as ‘‘hip hop’’, which combined the elements of a disc jockey (commonly known as a ‘‘DJ’’), a master of ceremonies (commonly known as an ‘‘MC’’), music, art, and dance;

Whereas Clive ‘‘DJ Kool Herc’’ Campbell was inducted into the Rock and Roll Hall of Fame in 2023;

Whereas, from the humble beginnings of hip hop in New York City, the music, lyricism, dance, and art of hip hop has become a culture found in communities across the

United States, and has long been a worldwide phenomenon;

Whereas the art and culture of hip hop is an original creation of the United States and one of the most popular genres of music within the United States;

Whereas hip hop has had notable Southern influences following its Northern inception, such as jazz and bounce from New Orleans, Louisiana, the blues from Mississippi, and country from the South, and these influences along with other celebrated genres of music, such as disco, gospel, soul, rock and roll, and Indigenous music from across the United States, have all helped hip hop transcend boundaries and contributed significant intellectual heritage and regional influence to the creation and progression of hip hop over the last century;

Whereas the hip hop genre has been reinvented often over the years since 1973, reflecting the State, city, and region of the music, from G-funk and hyphy on the West Coast, to bass and trap in the South, to drill in the Midwest, to many other sounds from coast to coast and from abroad, including contemporary hip hop, which continues that trend by allowing listeners not only to unwind and escape through a rhythmic beat but also to resonate and empathize with the stories being told;

Whereas hip hop artists and supporters, originally of African heritage, now transcend many different ages, ethnicities, religions, locations, political affiliations, and socioeconomic statuses, which demonstrates the versatility and inclusivity of hip hop art and culture;

Whereas the art and culture of hip hop have been adapted in many innovative forms that are inspirational, challenging, humorous, thought-provoking, and spiritual;

Whereas hip hop as a multidimensional art form and lifestyle continues to produce new subgenres of music and stylistic lexicons and promotes new cultural imprints, trends, and movements that reverberate across the United States and around the globe;

Whereas hip hop has provided opportunities for extracurricular activities, youth empowerment, creative outlets, physical fitness, vocabulary exercises, poetry, analytical thinking, entertainment, employment, and economic impact and has become an industry that generates more than 1,000,000,000 annually;

Whereas hip hop art, education, and culture have positive effects on society;

Whereas, on August 11, 2023, the Federal Government, States, cities, and towns will observe Hip Hop Celebration Day;

Whereas, during the month of August 2023, the Federal Government, States, cities, and towns will observe Hip Hop Recognition Month; and

Whereas, during the month of November 2023, the Federal Government, States, cities, and towns will observe Hip Hop History Month: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates August 11, 2023, as ‘‘Hip Hop Celebration Day’’;

(2) designates the month of August 2023 as ‘‘Hip Hop Recognition Month’’;

(3) designates the month of November 2023 as ‘‘Hip Hop History Month’’;

(4) recognizes the 50 years of contributions of hip hop to art and culture;

(5) encourages Senators to commemorate the 50th anniversary of hip hop and support appropriate activities that recognize the historic milestone and cultural legacy of the ‘‘Back to School Jam’’ of August 11, 1973; and

(6) encourages local governments in the United States to build partnerships with local hip hop entities and other members of the creative arts and music communities in