

Hall of the House of Representatives
93rd General Assembly - Regular Session, 2021
Amendment Form

Subtitle of House Bill No. 1881

TO ESTABLISH THE 340B DRUG PRICING NONDISCRIMINATION ACT.

Amendment No. 1 to House Bill 1881

Amend House Bill No. 1881 as originally introduced:

Page 1, line 36, delete "(4)" and substitute "(4) (A)"

AND

Page 2, delete lines 1 and 2, and substitute the following:

"(i) A payor or the payor's intermediary; or

(ii) A pharmacy benefits manager.

(B) "Third party" does not include:

(i) The Arkansas Medicaid Program;

(ii) A risk-based provider organization as

established under the Medicaid Provider-Led Organized Care Act, § 20-77-2701 et seq.; or

(iii) A self-insured governmental plan or a pharmacy benefits manager for a self-insured governmental plan; and"

AND

Page 2, delete line 33, and substitute the following:

"23-92-604. Third party and pharmaceutical manufacturer – Prohibitions."

AND

Page 3, delete lines 1 through 8, and substitute the following:

"(3) Discriminate, lower the reimbursement, or impose any separate terms upon a pharmacy in any other third party contract on the basis that a pharmacy participates in 340B drug pricing;

(4) Require a pharmacy to reverse, resubmit, or clarify a 340B"

AND

Page 3, line 11, delete "(6)" and substitute "(5)"



AND

Page 3, line 14, delete "(7)" and substitute "(6)"

AND

Page 3, line 16, delete "(8)" and substitute "(7)"

AND

Page 3, line 18, delete "(9)" and substitute "(8)"

AND

Page 3, line 20, delete "(10)" and substitute "(9)"

AND

Page 3, delete line 23, and substitute the following:
"network on the basis of participation in 340B drug pricing."

The Amendment was read
By: Representative M. Gray
ANS/ANS - 04-14-2021 09:53:05
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Chief Clerk