

House File 2401

H-8179

1 Amend House File 2401 as follows:

2 1. Page 1, before line 1 by inserting:

3 <DIVISION I
4 PHARMACY BENEFITS MANAGERS>

5 2. Page 1, by striking lines 6 through 14 and inserting
6 <prescription drugs are equivalent to the payments the pharmacy
7 benefits manager makes to the dispensing pharmacy or dispensing
8 health care provider for the prescription drugs, including any
9 professional dispensing fee.>

10 3. Page 3, by striking lines 11 and 12 and inserting:

11 <a. If a pharmacy's appeal is found to be substantiated, the
12 pharmacy benefits manager shall do all of the>

13 4. Page 3, by striking lines 27 and 28 and inserting:

14 <b. If a pharmacy's appeal is found to be unsubstantiated,
15 the pharmacy benefits manager shall do all of the>

16 5. Page 4, line 11, after <rate.> by inserting <The
17 adjustment to the maximum allowable cost or the reimbursement
18 rate shall be applicable to all of the following:>

19 6. Page 4, after line 11 by inserting:

20 <(a) Each pharmacy that is under common ownership with the
21 pharmacy that submitted the appeal.

22 (b) Each pharmacy in the state that demonstrates the
23 inability to purchase the prescription drug for less than the
24 established maximum allowable cost or reimbursement rate.>

25 7. Page 4, line 12, after <This> by inserting <division of
26 this>

27 8. Page 4, after line 14 by inserting:

28 <DIVISION ____
29 PHARMACY SERVICES ADMINISTRATIVE ORGANIZATIONS AND WHOLESALE
30 DISTRIBUTION — REPORT

31 Sec. ____ . PHARMACY SERVICES ADMINISTRATIVE ORGANIZATIONS
32 AND WHOLESALE DISTRIBUTION OF PRESCRIPTION DRUGS —

33 REPORT. Before January 1, 2025, the commissioner or the
34 commissioner's designee shall review pharmacy services
35 administrative organizations and the wholesale distribution of

1 prescription drugs, and submit a report to the general assembly
2 containing findings and recommendations based on the review.
3 The report shall contain, at a minimum, all of the following:
4 1. A description and analysis of the prescription drug
5 wholesale distribution supply chain, including an analysis of
6 the concentration of the market for the wholesale distribution
7 of prescription drugs, margins in the wholesale distribution of
8 prescription drugs, and the availability of competition in the
9 wholesale distribution of prescription drugs.
10 2. A description of the role that pharmacy services
11 administrative organizations serve in the prescription drug
12 supply chain.
13 3. A description and analysis of the relationships between
14 pharmacy services administrative organizations, prescription
15 drug wholesalers, and retail pharmacies, including standard
16 contracting terms, fees charged to pharmacies, and contractual
17 restrictions and limitations applicable to retail pharmacies.>
18 9. By renumbering as necessary.

LUNDGREN of Dubuque