

Senate File 2312 - Introduced

SENATE FILE 2312

BY SWEENEY

A BILL FOR

1 An Act relating to manufacturers and distributors of 340B
2 drugs.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 510D.1, Code 2026, is amended by adding
2 the following new subsections:

3 NEW SUBSECTION. 01. "*340B drug*" means a covered outpatient
4 drug for which a manufacturer has offered a reduced price
5 pursuant to 42 U.S.C. §256b, and that is purchased by a covered
6 entity.

7 NEW SUBSECTION. 4A. "*Distributor*" means a person, other
8 than a manufacturer, engaged in the wholesale distribution of
9 a prescription drug to a retail community pharmacy, including
10 but not limited to repackers, jobbers, brokers, warehouses,
11 independent wholesale drug traders, and retail community
12 pharmacies that conduct wholesale distributions.

13 NEW SUBSECTION. 5A. "*Manufacturer*" means the same as
14 defined in section 1927(k)(5) of the federal Social Security
15 Act.

16 Sec. 2. Section 510D.2, Code 2026, is amended by adding the
17 following new subsection:

18 NEW SUBSECTION. 4. A manufacturer or distributor shall not,
19 either directly or indirectly, deny, restrict, or otherwise
20 interfere with the acquisition of a 340B drug by a covered
21 entity, or delivery of a 340B drug to a contract pharmacy,
22 unless such purchase or receipt is prohibited by the United
23 States department of health and human services.

24 EXPLANATION

25 The inclusion of this explanation does not constitute agreement with
26 the explanation's substance by the members of the general assembly.

27 This bill relates to manufacturers and distributors of 340B
28 drugs.

29 "*340B drug*", "*manufacturer*", and "*distributor*" are defined
30 in the bill. The bill prohibits a manufacturer or distributor
31 from, directly or indirectly, denying, restricting, or
32 interfering with the acquisition of a 340B drug by a covered
33 entity, or the delivery of a 340B drug to a contract pharmacy,
34 unless otherwise prohibited by the United States department of
35 health and human services.