

## **Department of Planning and Budget**

### **2018 Fiscal Impact Statement**

**1. Bill Number:** HB 1177

<b>House of Origin</b>	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron:** Pillion

**3. Committee:** Committee Referral Pending

**4. Title:** Pharmacists and pharmacy practices.

**5. Summary:** Prohibits a pharmacy benefits manager from (i) prohibiting a pharmacist or pharmacy from providing an enrollee individual information on the amount of the enrollee's cost share for the enrollee's prescription drug and the clinical efficacy of a more affordable alternative drug if one is available; (ii) prohibiting a pharmacist or pharmacy from offering and providing store direct delivery services to an enrollee as an ancillary service of the pharmacy; (iii) charging or collecting from an enrollee a cost sharing payment that exceeds the total submitted charges by the pharmacy for which the pharmacy is paid; (iv) charging or holding a pharmacist or pharmacy responsible for a fee relating to the adjudication of a claim; (v) recouping funds from a pharmacy in connection with claims for which the pharmacy has already been paid without first complying with applicable law; and (vi) penalizing or retaliating against a pharmacist or pharmacy for exercising its rights. The measure prohibits provider contracts from including provisions that bar pharmacists from discussing lower-cost alternative drugs with consumers and selling lower-cost alternative drugs to consumers or using contract terms to prevent pharmacies from providing store direct delivery services. The measure applies to any provider contract entered into, renewed, or amended on or after October 1, 2018.

**6. Budget Amendment Necessary:** No.

**7. No Fiscal Impact.**

**8. Fiscal Implications:** This bill would not have a fiscal impact on the Commonwealth.

**9. Specific Agency or Political Subdivisions Affected:** None.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.