



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 943

PRINTERS NO. 2089

PRIME SPONSOR: Gaydos

COST / (SAVINGS)

FUND	FY 2019/20	FY 2020/21
General Fund	\$0	\$0

SUMMARY: House Bill 943, Printer's Number 2089, creates the freestanding Consumer Prescription Drug Pricing and Freedom Disclosure Act. This legislation is effective immediately.

ANALYSIS: HB 943 allows pharmacies and pharmacists to provide a covered individual with information concerning the cost of a prescription drug, including the individual's cost share. A pharmacy benefits manager (PBM) or a pharmacy services administration organization (PSAO) may not prohibit or penalize a pharmacist, pharmacy or its contracting agent from doing the following:

- disclosing available information concerning the cost of a prescription drug to a covered individual;
- disclosing the availability of any therapeutically equivalent alternative medication; or
- selling to the covered individual a more affordable alternative if such an alternative is available.

In addition, a PBM or a PSAO shall not prohibit, restrict or limit written or oral disclosure of contract information by a pharmacist or pharmacy to any State official or before any State committee, body or proceeding. The PBM or PSAO shall not penalize or restrict a pharmacist or pharmacy for disclosing this information.

FISCAL IMPACT: Enactment of this legislation will have no adverse fiscal impact on Commonwealth funds.

PREPARED BY: Ann Bertolino
House Appropriations Committee (R)

DATE: November 20, 2019

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.