

With the consideration of H. 353 today before your committee, I would like to follow up on my 3/8 letter and request to provide verbal testimony today asking that following provision, which is currently in Act 74 and set to sunset at the end of this year, be included in H. 353.

§ 9473. PHARMACY BENEFIT MANAGERS; REQUIRED PRACTICES WITH RESPECT TO PHARMACIES

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(d) A pharmacy benefit manager shall not:

(1) require a claim for a drug to include a modifier or supplemental transmission, or both, to indicate that the drug is a 340B drug unless the claim is for payment, directly or indirectly, by Medicaid; or

(2) restrict access to a pharmacy network or adjust reimbursement rates based on a pharmacy's participation in a 340B contract pharmacy arrangement.

I realize you have a busy schedule this morning; however, this provision is essential to maintaining the integrity of the 340B program and to Bi-State members' ability to continue to offer affordable and accessible services.