

This Document can be made available in alternative formats upon request

State of Minnesota
HOUSE OF REPRESENTATIVES
NINETIETH SESSION

H. F. No. 3010

02/22/2018 Authored by Peterson, Hamilton, Zerwas, Gruenhagen, Freiberg and others
The bill was read for the first time and referred to the Committee on Health and Human Services Reform

1.1 A bill for an act
1.2 relating to health; prohibiting penalties to pharmacists for sharing certain
1.3 information with individuals; amending Minnesota Statutes 2016, section 151.214,
1.4 by adding a subdivision.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2016, section 151.214, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 3. Reimbursement criteria. (a) A contract for pharmacy services entered into
1.9 between a pharmacist or a pharmacy and a health plan company or a pharmacy benefits
1.10 manager shall not contain any provision prohibiting a pharmacist from, or penalizing a
1.11 pharmacist for, disclosing to an individual purchasing prescription medication information
1.12 regarding:

1.13 (1) the cost of the prescription medication to the individual;

1.14 (2) the payment criteria used by the health plan company or pharmacy benefits manager;

1.15 or

1.16 (3) the availability of any therapeutically equivalent alternative medications, or alternative
1.17 methods of purchasing the prescription medication, including but not limited to paying a
1.18 cash price that is less expensive to the individual than the cost of the prescription medication
1.19 that is recommended by the health plan company or pharmacy benefits manager.

1.20 (b) Prohibiting or penalizing, as referred to in paragraph (a), includes but is not limited
1.21 to reduced payments to the pharmacist, the use of increased utilization review, or other
1.22 financial disincentives designed to ensure the use of the recommended drug.