

SENATE
STATE OF MINNESOTA
EIGHTY-NINTH SESSION

S.F. No. 2948

(SENATE AUTHORS: FRANZEN, Eaton and Marty)

DATE	D-PG	OFFICIAL STATUS
03/17/2016	5120	Introduction and first reading Referred to Health, Human Services and Housing
03/30/2016	5331	Comm report: To pass
	5375	Second reading
	5383	Author added Marty

1.1 A bill for an act
1.2 relating to health care; prohibiting the use of discounts or free product vouchers
1.3 for certain prescription drugs; proposing coding for new law in Minnesota
1.4 Statutes, chapter 151.

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

1.6 Section 1. **[151.465] PROHIBITION ON DISCOUNTS AND FREE PRODUCT**
1.7 **VOUCHERS FOR PRESCRIPTION DRUGS.**

1.8 (a) A drug manufacturer, wholesale drug distributor, or any agent thereof is
1.9 prohibited from offering or providing any discount, rebate, product voucher, or
1.10 other reduction to an individual's out-of-pocket expenses, including co-payments
1.11 and deductibles for any prescription drug that has an AB-rated generic equivalent as
1.12 determined by the United States Food and Drug Administration. This prohibition includes
1.13 discounts, rebates, product vouchers, or other reductions that are provided directly or
1.14 electronically to an individual or through a mail-in rebate, or other similar means, or
1.15 provided by a prescriber or pharmacy at point of sale.

1.16 (b) Nothing in this section restricts a drug manufacturer in terms of how the
1.17 manufacturer distributes a prescription drug, or affects the obligations of a prescriber or
1.18 pharmacist under section 151.21.