

MAINE STATE LEGISLATURE

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SMG
R. of S.

Date: 4/10/2018 Minority

(Filing No. S-452)

JUDICIARY

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STATE OF MAINE
SENATE
128TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "B" to S.P. 484, L.D. 1406, Bill, "An Act To Promote Prescription Drug Price Transparency"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

'Sec. 1. 22 MRSA §8712, sub-§5 is enacted to read:

5. Prescription drug information. By December 1, 2018 and annually thereafter, the organization shall provide a report containing the following information about prescription drugs, both brand name and generic:

A. The 25 most frequently prescribed drugs in the State;

B. The 25 costliest drugs as determined by the total amount spent on those drugs in the State; and

C. The 25 drugs with the highest year-over-year cost increases as determined by the total amount spent on those drugs in the State.

Sec. 2. Further data collection by Maine Health Data Organization. The Maine Health Data Organization shall develop a plan to collect data from manufacturers related to the cost and pricing of prescription drugs in order to provide transparency in and accountability for prescription drug pricing. The organization shall consult with other state and national agencies and organizations to determine how to institute such data collection. The organization shall submit the plan, its findings and any recommendations for suggested legislation to the First Regular Session of the 129th Legislature no later than April 1, 2019. The joint standing committee of the Legislature having jurisdiction over judiciary matters may report out legislation related to prescription drug price transparency and the organization's findings and recommendations to the First or Second Regular Session of the 129th Legislature.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH DATA ORGANIZATION, MAINE

COMMITTEE AMENDMENT

R. of S.

1 **Maine Health Data Organization 0848**

2 Initiative: Provides a one-time allocation to the Maine Health Data Organization to
3 collect and present certain data to the Legislature and to develop a plan for further data
4 collection.

5	OTHER SPECIAL REVENUE FUNDS	2017-18	2018-19
6	All Other	\$0	\$25,000
7			
8	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$25,000</u>
9			

10 **SUMMARY**

11 This amendment is the minority report of the Joint Standing Committee on Judiciary.
12 It replaces the bill and directs the Maine Health Data Organization to analyze and post
13 pharmacy data it currently collects to identify prescription drugs, both brand name and
14 generic, that are the most frequently prescribed in the State, are the costliest drugs as
15 determined by total spending in the State and have the highest year-over-year cost
16 increases in the State. The Maine Health Data Organization is required to prepare the
17 report annually, beginning with the first report by December 1, 2018.

18 This amendment directs the Maine Health Data Organization to develop a plan to
19 collect data from manufacturers that will help explain how prescription drug prices are
20 established. The organization is required to work with other state and national agencies
21 and organizations to determine how to conduct the data collection. The organization
22 must submit the plan as well as any recommendations for legislation to the joint standing
23 committee of the Legislature having jurisdiction over judiciary matters by April 1, 2019.
24 That committee may report out legislation to the First or Second Regular Session of the
25 129th Legislature.

26 The amendment also adds an appropriations and allocations section.

27 **FISCAL NOTE REQUIRED**
28 **(See attached)**



128th MAINE LEGISLATURE

LD 1406

LR 994(03)

An Act To Promote Prescription Drug Price Transparency

Fiscal Note for Bill as Amended by Committee Amendment "B" (S-452)

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

	FY 2017-18	FY 2018-19	Projections FY 2019-20	Projections FY 2020-21
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$25,000	\$0	\$0
Revenue				
Other Special Revenue Funds	\$0	\$25,000	\$0	\$0

Fiscal Detail and Notes

The bill includes a one-time allocation to the Maine Health Data Organization of \$25,000 to collect and present certain data to the legislature and to develop a plan for further data collection. The Maine Health Data Organization has sufficient resources available to fund the allocation.