	L.D. 1395
Date:	(Filing No. S-)
Н	EALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES
R	eproduced and distributed under the direction of the Secretary of the Senate.
	STATE OF MAINE
	SENATE
	131ST LEGISLATURE
	FIRST SPECIAL SESSION
	OMMITTEE AMENDMENT " " to S.P. 562, L.D. 1395, "An Act to Increase parency Regarding Certain Drug Pricing Programs"
A follov	mend the bill by striking out everything after the enacting clause and inserting the ving:
'\$	Sec. 1. 22 MRSA §1728 is enacted to read:
<u>§172</u>	3. Prescription drug transparency report
1	. Hospital defined. For purposes of this section, "hospital" means:
	An acute care institution licensed and operating in this State as a hospital under action 1811 or the parent of such an institution; or
0	A hospital subsidiary or hospital affiliate in the State that provides medical services remedically related diagnostic and laboratory services or engages in ancillary activities apporting those services.
2024, of the in thi Data acces the Mollov volun	Report on participation in federal 340B drug program. Beginning January 1, each hospital participating in the federal drug pricing program under Section 340B federal Public Health Service Act, 42 United States Code, Section 256b, referred to a section as "the 340B program," shall provide an annual report to the Maine Health Organization. The Maine Health Data Organization shall post the report on its publicly sible website. Each hospital shall report in a standardized format as agreed upon by faine Health Data Organization and the hospital, and include, at a minimum, the wing information in the report consistent with the annual reporting of hospitals tarily participating in the good stewardship program of the American Hospital citation or its successor organization:
<u>p</u> <u>ir</u> <u>a</u>	A description of how the hospital uses savings from participation in the 340B rogram to benefit its community through programs and services funded in whole or a part by savings from the 340B program, including services that support community coess to care that the hospital could not continue without savings from the 340B rogram;

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l	B. The annual estimated savings from the 340B program to the hospital, comparing the
2	acquisition price of drugs under the 340B program to group purchasing organization
3	pricing. If group purchasing organization pricing is not available for a drug under the
4	340B program, the acquisition price for that drug must be compared to a price from
5	another acceptable pricing source;
6	C. A comparison of the hospital's estimated savings under the 340B program to the
7	hospital's total drug expenditures, including examples of the hospital's top drugs
8	purchased through the 340B program; and
9	D. A description of the hospital's internal review and oversight of the 340B program,
10	which must meet the federal Department of Health and Human Services, Health
11	Resources and Services Administration's program rules and guidance for compliance.
12	3. Reporting. The Maine Health Data Organization shall produce and post on its
13	publicly accessible website a report that includes a summary of the aggregate information
14	received from hospitals required to report under subsection 2. The Maine Health Data
15	Organization shall submit the report required by this subsection to the Office of Affordable
16	Health Care, as established in Title 5, section 3122, the Maine Prescription Drug
17	Affordability Board, as established in Title 5, section 12004-G, subsection 14-I, and the
18	joint standing committee of the Legislature having jurisdiction over health data reporting
19	and prescription drug matters.'
20	Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
21	number to read consecutively.
22	SUMMARY
23	This amendment replaces the bill. The amendment requires each hospital to provide an
24	annual report to the Maine Health Data Organization with data related to its participation
25	in the federal 340B drug pricing program consistent with the annual reporting of hospitals
26	voluntarily participating in the good stewardship program of the American Hospital
27	Association. The Maine Health Data Organization must post the annual reports on its
28	publicly accessible website.
29	FISCAL NOTE REQUIRED
30	(See attached)