

**Bill Summary**  
1<sup>st</sup> Session of the 58<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB 821</b>
<b>Version:</b>	<b>FS</b>
<b>Request No.:</b>	<b>1947</b>
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**Bill Analysis**

The FS for SB 821 defines “pharmacy benefits management” as it relates to the Patient’s Right to Pharmacy Choice Act and broadens pharmacy benefits manager (PBM) to include any entity performing pharmacy benefits management activities. The measure broadens the prohibition on PBM’s forcing customers to use pharmacies that are directly or indirectly owned by the PBM to include affiliates of the PBM whether in-network, preferred, or otherwise. Additionally, contracts between a PBM and pharmacist shall not prevent the disclosure of the total costs for pharmacist services for a prescription drug or from selling a more affordable alternative to the covered person if such alternative is available nor shall such contract fall below a certain price point outlined in the measure. PBM’s are also prohibited from incentivizing or requiring customers to differentiate between in-network pharmacies, whether that pharmacy is in a preferred or nonpreferred network, a retail pharmacy, mail order pharmacy, or any other type of pharmacy

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