

BILL SUMMARY
1st Session of the 60th Legislature

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| Bill No.: | SB789 |
| Version: | FA1-A2 |
| Request Number: | |
| Author: | Rep. Stinson |
| Date: | 5/7/2025 |
| Impact: | \$0 |

Research Analysis

The second amendment to the floor substitute for SB 789 removes sections J and K that create the reimbursement amounts and specifies that these do not apply to situations that involves worker's compensation.

SB 789 provides that the entity conducting the audit of a pharmacy will permit a pharmacy to use drug purchase records without limitation of date or source to validate the dispensing of a prescription drug or a controlled dangerous substance, provided that it was done in accordance with the law. The measure adds a definition of effective rate contracting to statute. Effective rate contracting is prohibited in all agreements between pharmacies and a PBM. Any PBM in violation of this will be subject to penalties. The provisions of this section will not be waived, voided, or nullified by contract.

Prepared By: House Research Staff

Fiscal Analysis

The second amendment to the floor amendment to SB 789 outlines PBM requirements related to network sharing and prohibits effective rate contracting between pharmacies and PBMs. Additionally, the measure allows pharmacies to use drug purchase records, without limitation of date or source, to validate the dispensing of prescription drugs or controlled dangerous substances.

In its current form, SB 789 is not anticipated to have a direct fiscal impact on the state budget or appropriations.

Prepared By: Alexandra Ladner, House Fiscal Staff

Other Considerations

None.