

Representative Steve Eliason proposes the following substitute bill:

PRESCRIPTION DRUG AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Steve Eliason

Senate Sponsor: Evan J. Vickers

LONG TITLE

General Description:

This bill amends provisions relating to drug pricing.

Highlighted Provisions:

This bill:

- ▶ prohibits a pharmaceutical manufacturer from engaging in certain types of actions with respect to pharmacies and 340B entities; and
- ▶ provides an immediate effective date for the bill.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

ENACTS:

31A-46-311, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **31A-46-311** is enacted to read:

31A-46-311. Prohibited acts by pharmaceutical manufacturers.



26 A pharmaceutical manufacturer, or any person involved in the distribution of a
27 pharmaceutical manufacturer's products, may not:

28 (1) prohibit a pharmacy from contracting or participating with a 340B entity by
29 denying the pharmacy or 340B entity access to drugs manufactured by the pharmaceutical
30 manufacturer; or

31 (2) deny or prohibit 340B drug discount program pricing for a 340B entity.

32 Section 2. **Effective date.**

33 If approved by two-thirds of all the members elected to each house, this bill takes effect
34 upon approval by the governor, or the day following the constitutional time limit of Utah
35 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,
36 the date of veto override.