

Senator Wiklund from the Committee on Health and Human Services, to which was referred

S.F. No. 4861: A bill for an act relating to health; modifying reporting requirements for 340B covered entities; proposing coding for new law in Minnesota Statutes, chapter 62J; repealing Minnesota Statutes 2023 Supplement, section 62J.312, subdivision 6.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, after line 21, insert:

"Sec. 2. Minnesota Statutes 2023 Supplement, section 62J.84, subdivision 10, is amended to read:

Subd. 10. **Notice of prescription drugs of substantial public interest.** (a) No later than January 31, 2024, and quarterly thereafter, the commissioner shall produce and post on the department's website a list of prescription drugs that the commissioner determines to represent a substantial public interest and for which the commissioner intends to request data under subdivisions 11 to 14, subject to paragraph (c). The commissioner shall base its inclusion of prescription drugs on any information the commissioner determines is relevant to providing greater consumer awareness of the factors contributing to the cost of prescription drugs in the state, and the commissioner shall consider drug product families that include prescription drugs:

(1) that triggered reporting under subdivision 3 or 4 during the previous calendar quarter;

(2) for which average claims paid amounts exceeded 125 percent of the price as of the claim incurred date during the most recent calendar quarter for which claims paid amounts are available; or

(3) that are identified by members of the public during a public comment process.

(b) Not sooner than 30 days after publicly posting the list of prescription drugs under paragraph (a), the department shall notify, via email, reporting entities registered with the department of the requirement to report under subdivisions 11 to 14.

(c) The commissioner must not designate more than 500 prescription drugs as having a substantial public interest in any one notice.

(d) Notwithstanding subdivision 16 of this section, the commissioner is exempt from chapter 14, including section 14.386, until December 31, 2024, in implementing this subdivision.

EFFECTIVE DATE. This section is effective the day following final enactment."

Renumber the sections in sequence

2.1

Amend the title numbers accordingly

2.2

And when so amended the bill do pass and be re-referred to the Committee on State and

2.3

Local Government and Veterans. Amendments adopted. Report adopted.

Melvin H. Wickham

2.4

.....

2.5

(Committee Chair)

2.6

March 13, 2024.....

2.7

(Date of Committee recommendation)