

SENATE FLOOR AMENDMENTS

2017 Regular Session

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 59 by Senator Mills

1 AMENDMENT NO. 1

2 On page 1, line 2, delete "R.S. 37:1741.1" and insert "Part VI of Chapter 14 of Title 37 of
3 the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1251"

4 AMENDMENT NO. 2

5 On page 1, line 3, after "information;" insert "to provide for required data; to provide for
6 responsibilities of the Louisiana Board of Pharmacy; to provide for a website; to provide for
7 grant funding opportunities;"

8 AMENDMENT NO. 3

9 On page 1, delete lines 6 through 17, and on page 2, delete lines 1 and 2, and insert the
10 following:

11 "Section 1. Part VI of Chapter 14 of Title 37 of the Louisiana Revised Statutes of
12 1950, comprised of R.S. 37:1251, is hereby enacted to read as follows:

13 **PART VI. DISCLOSURE OF PRESCRIPTION DRUG PRICE INFORMATION**

14 **§1251. Disclosure of prescription drug price information**

15 **A.(1) The Louisiana Board of Pharmacy shall develop a website to**
16 **contain prescription drug price information to be made available to Louisiana**
17 **prescribers on the board's website with a dedicated link that is prominently**
18 **displayed on the board's home page, or by a separate easily identifiable Internet**
19 **address.**

20 **(2) The website shall include at a minimum, the following data elements,**
21 **separated by therapeutic category:**

22 **(a) Name of the product.**

23 **(b) Whether the drug is a brand or a generic.**

24 **(c) Drug strength.**

25 **(d) Per pill Average Wholesale Price (AWP) of the drug.**

26 **(e) Any disclaimers deemed appropriate by the board.**

27 **(3) When a pharmaceutical marketer engages in any form of**
28 **prescription drug marketing directly to a prescriber, his designee, or any**
29 **member of his staff, the marketer may disclose the website Internet address and**
30 **inform the prescriber that he may access the website to obtain information on**
31 **the cost of prescription drugs. The provisions of this Section shall only apply to**
32 **pharmaceutical marketing engaged in by a pharmaceutical marketer and a**
33 **prescriber licensed by the state of Louisiana, his designee, or any member of his**
34 **staff, while physically present in the state of Louisiana.**

35 **(4) The board shall have the authority to enter into a contract for the**
36 **administration of their responsibilities pursuant to this Section.**

37 **(5) Each health profession licensing board that regulates individuals with**
38 **prescriptive authority in Louisiana shall advise their licensees at least once**
39 **annually of the opportunity to access this website."**

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41 AMENDMENT NO. 4

42 On page 2, line 8, after "**company**" delete "**or**" and on line 9, delete "**other pharmaceutical**
43 **distributor,**"

1 AMENDMENT NO. 5

2 On page 2, between lines 12 and 13, insert "**(4) "Prescription drug marketing" means in-**
3 **person meeting, mailings, telephonic conversations, video conferencing, and electronic**
4 **mail activities with prescribers."**

5 AMENDMENT NO. 6

6 On page 2, line 13, change "**(4)**" to "**(5)**"

7 AMENDMENT NO. 7

8 On page 2, between lines 15 and 16, insert the following:

9 "C. Implementation of this Section shall be contingent upon the
10 Louisiana Board of Pharmacy obtaining grant funds from a private entity for
11 the development, implementation, operation, and continued maintenance of the
12 drug pricing disclosure website."