

# HOUSE . . . . . No.

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## The Commonwealth of Massachusetts

PRESENTED BY:

***Christopher M. Markey, (BY REQUEST)***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

**An Act prohibiting spread pricing.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Shane Rose</i>		<i>12/10/2019</i>

# HOUSE . . . . . No.

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By Mr. Markey of Dartmouth (by request), a petition (subject to Joint Rule 12) of Shane Rose for legislation to prohibit spread pricing of prescription drugs. Financial Services.

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## The Commonwealth of Massachusetts

\_\_\_\_\_  
In the One Hundred and Ninety-First General Court  
(2019-2020)  
\_\_\_\_\_

An Act prohibiting spread pricing.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1.(a) Disclosure of multiple source generic list: A pharmacy benefit manager  
2 shall disclose to a health insurer whether or not the pharmacy benefit manager uses the same  
3 multiple source generic list when billing a health insurer as it does when reimbursing a  
4 pharmacy.

5           (b) Disclosure of difference in amounts paid and charged: If a pharmacy benefit manager  
6 uses more than one multiple source generic list, the pharmacy benefit manager shall disclose to a  
7 health insurer any difference between the amount paid to a pharmacy and the amount charged to  
8 the health insurer.

9           SECTION 2. Whoever violates any provision of this sections shall be punished for a first  
10 offence by a fine of not more than \$10,000,and for a subsequent offence by a fine of not more  
11 than \$100,000.

12          SECTION 3. This act shall take effect upon its passage.