

**HOUSE . . . . . No. 1206**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Bradley H. Jones, Jr.***

*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 establishing a commission to review contracts between pharmaceutical benefit managers and MassHealth.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>1/17/2023</i>
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>	<i>1/26/2023</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>1/26/2023</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	<i>1/26/2023</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>1/28/2023</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>2/1/2023</i>

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By Representative Jones of North Reading, a petition (accompanied by bill, House, No. 1206) of Bradley H. Jones, Jr., and others for an investigation by a special commission (including members of the General Court) relative to contracts between the MassHealth program and pharmaceutical benefit managers. Health Care Financing.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1279 OF 2021-2022.]

**The Commonwealth of Massachusetts**

—————  
**In the One Hundred and Ninety-Third General Court  
(2023-2024)**  
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An Act establishing a commission to review contracts between pharmaceutical benefit managers and MassHealth.

*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. Notwithstanding any general or special law to the contrary, there shall be a  
2 special commission established to assess contracts between the MassHealth program and  
3 pharmaceutical benefit managers. The commission shall be tasked with, but not be limited to,  
4 evaluating the possible transition of MassHealth from its existing drug purchasing contract  
5 model with pharmaceutical benefit managers to a pass-through model.

6           The commission shall consist of 10 members: the state auditor, or a designee; the  
7 secretary of health and human services, or a designee; the director of MassHealth, or a designee;  
8 the director of insurance, or a designee; the speaker of the house of representatives, or a  
9 designee; the senate president, or a designee; the minority leader of the house of representatives,

10 or a designee; the minority leader of the house, or a designee; one member who shall advocate on  
11 behalf of pharmaceutical benefit managers, to be appointed by the governor; and one member  
12 who shall advocate on behalf of pharmacies, to be appointed by the governor.

13           The commission shall submit its report and findings, along with any draft of legislation,  
14 to the house and senate committees on ways and means, the joint committee on health care  
15 financing, and the clerks of the house of representatives and the senate within 1 year of the  
16 passage of this act.