

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Thursday, March 20, 2025

THE COMMITTEE ON Health and Human Services

to which was referred **SB 247**

AN ACT

prohibiting network exclusion for pharmacies that refuse to dispense a prescription of the PBM reimbursement that is below the pharmacy's acquisition cost.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS WITH AMENDMENT

BY A VOTE OF: 5-0

AMENDMENT # 2025-1173s

Senator David Rochefort
For the Committee

As amended, this bill permits a pharmacy to decline to fill a prescription if reimbursement from the pharmacy benefits manager (PBM) is less than the pharmacy's acquisition cost. The bill also defines pharmacy services administrative organization (PSAO) for purposes of pharmacy and PBM contract requirements and makes the failure of a PSAO to comply with such requirements a violation of the Consumer Protection Act. A committee amendment has also been adopted to clarify concerns about this applying to Medicaid or Medicaid Care Management.

Sophie Walsh 271-3469

FOR THE CONSENT CALENDAR

HEALTH AND HUMAN SERVICES

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