

Section 1 Header

2025 SESSION

25-0079.0

05/02

HOUSE BILL *[bill number]*

AN ACT relative to membership of the prescription drug affordability board and the definition of public payor for purposes of board administration.

SPONSORS: [sponsors]

COMMITTEE: [committee]

ANALYSIS

This bill revises the membership of the prescription drug affordability board and the prescription drug affordability advisory council. The bill also revises the position of executive director of the board and expands the definition of public payor for purposes of board administration to include any health plan paid in whole or in part by general funds.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears ~~[in brackets and struckthrough]~~.
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Five

AN ACT relative to membership of the prescription drug affordability board and the definition of public payor for purposes of board administration.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Drug Affordability Board; Definition of Public Payor. Amend RSA 126-BB:1, VI to read as
2 follows:

3 VI. "Public payor" means any ***health plan paid for in whole or in part by state general***
4 ***funds or any*** division of state, county, or municipal government that administers a health plan for
5 its employees or an association of state, county, or municipal employers that administers a health
6 plan for its employees.

7 2 New Subparagraph; Prescription Drug Affordability Board; Alternate Member Added. Amend
8 RSA 126-BB:2, I by inserting after subparagraph (c) the following new subparagraph:

9 (d) One alternate appointed by the commissioner of the department of health and
10 human services selected from the advisory council established in RSA 126-BB:4. Notwithstanding
11 paragraph II, the alternate board member's term shall be coterminous with their membership on the
12 advisory council. The alternate board member may participate in deliberations of the board in the
13 event any member elects to be recused as provided in RSA 126-BB:3 or is absent.

14 3 Prescription Board Affordability Board; Chairperson. Amend RSA 126-BB:2, IV to read as
15 follows:

16 IV. The chair of the board shall be elected by an affirmative vote of at least 4 of the 5
17 members of the board ***and shall serve a 2-year term. The chair of the board shall be elected***
18 ***in odd numbered years within 3 months of submission of the annual report specified in***
19 ***RSA 126-BB:5, IV.***

20 4 Prescription Board Affordability Board; Executive Director. Amend RSA 126-BB:2, VI to read
21 as follows:

22 VI. The board shall be administratively attached to the department of health and human
23 services. For a limited time ***and subject to sufficient funding***, the board may employ an executive
24 director, who shall be an unclassified employee. The executive director shall be appointed by and
25 serve at the pleasure of the board. ~~[Said position shall be effective for no more than 2 years~~
26 ~~following the date of hire of the individual first selected to fill the position.]~~ The board may also
27 employ ~~[one contracted employee or more]~~ ***contract employees***, dependent on the availability of
28 funds.

29 5 Prescription Drug Affordability Board; Advisory Council; Membership. Amend the
30 introductory paragraph of RSA 126-BB:4 to read as follows:

Section 3 Header

- Page 2 -

1 126-BB:4 Advisory Council. A [~~12-member~~] **13-member** advisory council is established to advise
2 the board on establishing annual spending targets pursuant to RSA 126-BB:5, I and determining
3 methods for meeting those spending targets pursuant to RSA 126-BB:5, III. The advisory council
4 shall consist of the following members:

5 6 New Paragraph; Advisory Council; Membership. Amend RSA 126-BB:4 by inserting after
6 paragraph XII the following paragraph:

7 XIII. A member or alternate member of the prescription drug affordability board established
8 in RSA 126-BB:2, appointed by the chair of the board to serve at the pleasure of the chair.

9 7 Effective Date. This act shall take effect 60 days after its passage.