

By Senator Collins

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1 A bill to be entitled
2 An act relating to Medicaid pharmacy discounted drug
3 prices; requiring the Agency for Health Care
4 Administration to conduct or contract for a detailed
5 fiscal impact study on implementing specified
6 provisions relating to discounted drug prices under
7 the 340B Drug Pricing Program; requiring that the
8 study be completed and its results submitted to the
9 Governor and the Legislature by a specified date;
10 providing an effective date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14 Section 1. The Agency for Health Care Administration shall
15 conduct or contract for a detailed fiscal impact study to
16 determine the feasibility of implementing the following
17 provisions relating to discounted drug prices under the 340B
18 Drug Pricing Program:

19 (1) (a) Requiring drug manufacturers to sell a drug to
20 Medicaid pharmacies at not more than the 340B Drug Pricing
21 Program discounted price if the drug is:

22 1. On the Medicaid preferred drug list as described in s.
23 409.912(5), Florida Statutes; and

24 2. A covered drug under the 340B Drug Pricing Program.

25 (b) Authorizing drug manufacturers to deliver drugs sold in
26 accordance with paragraph (a) to the purchasing Medicaid
27 pharmacy by any method used by the drug manufacturer.

28 (c) If a drug manufacturer sells a drug in accordance with
29 paragraph (a) to a Medicaid pharmacy at the 340B Drug Pricing

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30 Program discounted price and such discounted price is higher
31 than the state Medicaid negotiated price, requiring the drug
32 manufacturer to pay a rebate to the state equal to the
33 difference between the discounted price and the state Medicaid
34 negotiated price.

35 (2) Requiring pharmacy benefits managers participating in
36 the Medicaid program to pay a Medicaid pharmacy the 340B Drug
37 Pricing Program discounted price plus the professional
38 dispensing fee as determined under rule 59G-4.251, Florida
39 Administrative Code, as amended, for any drug that is on the
40 Medicaid preferred drug list as described in s. 409.912(5),
41 Florida Statutes, and that is a covered drug under the 340B Drug
42 Pricing Program.

43 (3)(a) Requiring drug wholesalers and distributors to sell
44 a drug to a Medicaid pharmacy at the 340B Drug Pricing Program
45 discounted price if the drug is:

46 1. On the Medicaid preferred drug list as described in s.
47 409.912(5), Florida Statutes; and

48 2. A covered drug under the 340B Drug Pricing Program.

49 (b) Prohibiting drug wholesalers and distributors from
50 changing an existing pricing model or program that is in place
51 with a Medicaid pharmacy by exempting a drug described in
52 paragraph (a) from the pricing model or program or by
53 referencing such drug in any way in the pricing model or
54 program.

55 (4) Requiring Medicaid pharmacies to provide a covered drug
56 under the 340B Drug Pricing Program at the discounted price only
57 to Medicaid recipients.

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59 The study must be completed, and the agency shall submit the
60 results of the study to the Governor, the President of the
61 Senate, and the Speaker of the House of Representatives, by
62 January 31, 2026.

63 Section 2. This act shall take effect upon becoming a law.