

**Hall of the House of Representatives**  
95th General Assembly - Regular Session, 2025  
**Amendment Form**

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**Subtitle of House Bill 1442**

TO SET RESTRICTIONS ON PHARMACY CONTRACTING AND CONFLICTS OF  
INTEREST; AND TO ESTABLISH PHARMACEUTICAL PATIENT FREEDOM OF CHOICE.

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**Amendment No. 1 to House Bill 1442**

Amend House Bill 1442 as originally introduced:

Page 2, line 6, delete "board" and substitute "Arkansas State Board of Pharmacy"

AND

Page 2, delete line 23, and substitute the following:

"(2) A parent entity is exempt from subdivision (g)(1)"

AND

Page 2, line 24, delete "if the" and substitute "if the board finds that the"

AND

Page 2, delete line 26 through 28, and substitute the following:

"Program prospective cash savings plan by the contracted pharmacy.

(3) A parent entity is exempt from subdivision (g)(1) of this section on a per-pharmacy contract basis if the prospective cash savings plan offered through the 340B Drug Pricing Program is solely a cost recovery model that does not include any dispensing or patient management fees and limits the amount charged to the patient not to exceed the 340B Drug Pricing Program acquisition cost plus itemizable administration or processing fees.



(h) A prospective cash savings plan offered through the 340B Drug Pricing Program that is solely a cost recovery model that does not include any dispensing or patient management fees and limits the amount charged to the patient not to exceed the 340B Drug Pricing Program acquisition cost plus itemizable administration or processing fees is not a financial incentive under this section.

(i) A patient assistance program that utilizes or maximizes pharmaceutical manufacturer cost or payment assistance for patients who have opted in to participate in the patient assistance program is not a financial incentive under this section.

(j) The board shall determine if there has been any violation of this section during the inspections conducted by the board."

AND

Page 3, delete lines 35 and 36, and substitute the following:

"maintained."

AND

Page 4, delete line 4, and substitute the following:

"inspection by the board."

(g) A patient assistance program that utilizes or maximizes pharmaceutical manufacturer cost or payment assistance for patients who have opted in to participate in the patient assistance program is not a violation of patient freedom of choice under this section."

The Amendment was read \_\_\_\_\_  
By: Representative Achor  
JMB/JMB - 02-20-2025 10:28:06  
JMB402

\_\_\_\_\_  
Chief Clerk

