1	State of Arkansas	
2	95th General Assembly	**A Bill**
3	Regular Session, 2025	SENATE BILL 583
4		
5	By: Senator C. Tucker	

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING MAXIMUM ALLOWABLE
COST LISTS RELATING TO PHARMACY SERVICES; TO CLARIFY
THAT A PHARMACY, PHARMACIST, OR BUSINESS PROVIDING
PHARMACY SERVICES MAY PURSUE A PRIVATE RIGHT OF
ACTION FOR VIOLATIONS RELATED TO THE LAWS CONCERNING
MAXIMUM ALLOWABLE COST LISTS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING MAXIMUM
ALLOWABLE COST LISTS RELATING TO
PHARMACY SERVICES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 17-92-507, concerning Maximum Allowable
Cost Lists relating to pharmacy services, is amended to add an additional
subsection to read as follows:

(h)(1) A pharmacy, pharmacist, or business providing pharmacy services
may pursue a private right of action for violations of this section and for
provided remedies, including without limitation compensatory damages, actual
financial losses, and punitive damages under:

(A) The Deceptive Trade Practices Act, § 4-88-101 et seq.;

(B) The Arkansas Pharmacy Benefits Manager Licensure Act,
§ 23-92-501 et seq.; and

(C) The Trade Practices Act, § 23-66-201 et seq.

(2) In any private cause of action as described in subdivision
(h)(1) of this section, a prevailing pharmacy, pharmacist, or business

1 providing pharmacy services may recover attorney's fees and all costs

2 incurred in pursuing the action.

3 (3) A pharmacy, pharmacist, or business providing pharmacy

4 services pursuing a violation of this section under the Trade Practices Act,

5 § 23-66-201 et seq., may recover statutory damages of ten thousand dollars

6 ($10,000) per violation.

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