



March 11, 2024

SUMMARY OF BILL AS AMENDED (015593): Encourages a pharmacy or other authorized dispensing person or entity of prescription drugs, after a request to fill or renew a prescription drug and prior to the point of sale for such prescription drug, to make reasonable efforts to contact and notify the human patient representative or the person for whom the prescription drug is being filled of the lowest available cost of the prescription drug, including a generic alternative, under a prescription discount or rebate plan, program, or card, or through a different manufacturer, compounder, or supplier, that is available to the person for whom the prescription is being filled through the pharmacy or dispensing person or entity.

Establishes that if the human patient representative or the person for whom the prescription drug is being filled changes the prescription drug purchase as a result of such notification, then such representative or person must be advised of the effects of purchases made outside of an insurance plan on the deductible status of such plan.

Establishes that a pharmacy or other authorized dispensing person or entity of prescription drugs is immune from civil liability for damages as a result of any act or omission made pursuant to the legislation.

FISCAL IMPACT OF BILL AS AMENDED:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Encouraging pharmacists to attempt to notify an individual of the lowest available cost of a prescription drug will not have a significant impact on the policies or procedures of the Board of Pharmacy or Department of Health.
- Any impact on expenditures for pharmaceuticals under the TennCare program or the State Group Insurance Program is estimated to be not significant.
- The proposed legislation provides immunity to civil liability for person or entities referenced. To the extent it impacts private parties, any fiscal impact will be borne by those parties. To the extent it impacts state and local government, a potential decrease in expenditures related to defending against such claims and paying awards may be realized. However, such claims are assumed to be infrequent and the timing and amounts of any such decreases are not known.

IMPACT TO COMMERCE OF BILL AS AMENDED:

NOT SIGNIFICANT

Assumptions:

- It is assumed that current tort claims are rare. Any decrease in the total claims and the expenditures of such will not be significant.
- Any impact to commerce or jobs in Tennessee is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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