

ACT No. 220

2017 Regular Session

HOUSE BILL NO. 436

BY REPRESENTATIVES TALBOT, HOLLIS, LEBAS, DUSTIN MILLER, MORENO,
AND THIBAUT

1 AN ACT

2 To enact Part VIII of Chapter 12 of Title 40 of the Louisiana Revised Statutes of 1950, to
3 be comprised of R.S. 40:2255.1 and 2255.11, relative to prescription drug prices; to
4 provide for definitions; to require disclosure of prescription drug price information;
5 and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Part VIII of Chapter 12 of Title 40 of the Louisiana Revised Statutes of
8 1950, comprised of R.S. 40:2255.1 and 2255.11, is hereby enacted to read as follows:

9 PART VIII. PHARMACEUTICAL COST TRANSPARENCY

10 SUBPART A. GENERAL PROVISIONS

11 §2255.1. Definitions

12 As used in this Part, the following words have the following meanings unless
13 the context indicates otherwise:

14 (1) "Prescription drug" means a drug as defined in 21 U.S.C. 321.

15 (2) "Prescription drug marketing" means to provide educational or marketing
16 information or materials regarding a prescription drug in any form including but not
17 limited to all of the following:

18 (a) Face-to-face meetings.

19 (b) Physical mailings.

20 (c) Telephone conversations.

21 (d) Electronic mail or facsimile.

1 SUBPART B. DISCLOSURE OF PRESCRIPTION DRUG PRICE INFORMATION

2 §2255.11. Disclosure of prescription drug price information

3 Each drug manufacturer or pharmaceutical marketer who engages in any
4 form of prescription drug marketing to a prescriber, his designee, or any member of
5 his staff in Louisiana shall provide to the Louisiana Board of Pharmacy no later than
6 January first, April first, July first, and October first of each calendar year the current
7 wholesale acquisition cost information for the United States Food and Drug
8 Administration approved drugs marketed in the state by that manufacturer.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____