

## HR 5278

Community Pharmacy Preservation Act of 2004

**Congress:** 108 (2003–2005, Ended)

**Chamber:** House

**Policy Area:** Law

**Introduced:** Oct 7, 2004

**Current Status:** Referred to the Subcommittee on Health.

**Latest Action:** Referred to the Subcommittee on Health. (Oct 25, 2004)

**Official Text:** <https://www.congress.gov/bill/108th-congress/house-bill/5278>

### Sponsor

**Name:** Rep. Weiner, Anthony D. [D-NY-9]

**Party:** Democratic • **State:** NY • **Chamber:** House

### Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Moran, Jerry [R-KS-1]	R · KS		Oct 7, 2004
Rep. Filner, Bob [D-CA-51]	D · CA		Nov 19, 2004

### Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred to	Oct 8, 2004
Judiciary Committee	House	Referred To	Oct 7, 2004
Ways and Means Committee	House	Referred to	Oct 25, 2004

### Subjects & Policy Tags

#### Policy Area:

Law

### Related Bills

*No related bills are listed.*

Community Pharmacy Preservation Act of 2004 - Provides that antitrust laws shall apply to negotiations between groups of independent pharmacies and health plans and health insurance issuers in the same manner as such laws apply to collective bargaining by labor organizations under the National Labor Relations Act.

Prohibits any pharmaceutical drug manufacturer from having a controlling interest in an entity that is a pharmacy benefit manager. Requires pharmacy benefit managers to disclose all compensation from drug manufacturers. Prohibits pharmacy benefit managers from making certain drug interchanges: (1) to a drug with a greater cost; (2) without disclosure to the individual; or (3) from a drug with generic equivalents to a drug without generic equivalents, unless the latter is lower in cost than each of the generic equivalents of the drug from which the prescription would be changed.

Directs the Secretary of Health and Human Services to apply specified standards for community pharmacy access under the Medicare outpatient prescription drug program.

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### **Actions Timeline**

- **Oct 25, 2004:** Referred to the Subcommittee on Health.
- **Oct 8, 2004:** Referred to the Subcommittee on Health.
- **Oct 7, 2004:** Introduced in House
- **Oct 7, 2004:** Introduced in House
- **Oct 7, 2004:** Referred to the Committee on Energy and Commerce, and in addition to the Committees on the Judiciary, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
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