

S 1339

Pharmacy Benefit Manager Reform Act

Congress: 118 (2023–2025, Ended)

Chamber: Senate

Policy Area: Health

Introduced: Apr 27, 2023

Current Status: Placed on Senate Legislative Calendar under General Orders. Calendar No. 113.

Latest Action: Placed on Senate Legislative Calendar under General Orders. Calendar No. 113. (Jun 22, 2023)

Official Text: <https://www.congress.gov/bill/118th-congress/senate-bill/1339>

Sponsor

Name: Sen. Sanders, Bernard [I-VT]

Party: Independent • State: VT • Chamber: Senate

Cosponsors (4 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Cassidy, Bill [R-LA]	R · LA		Apr 27, 2023
Sen. Marshall, Roger [R-KS]	R · KS		Apr 27, 2023
Sen. Murray, Patty [D-WA]	D · WA		Apr 27, 2023
Sen. Braun, Mike [R-IN]	R · IN		May 2, 2023

Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Reported By	Jun 22, 2023

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
118 HR 4712	Related bill	<b>Dec 17, 2024:</b> Referred to the Subcommittee on Health.
118 HR 4005	Related bill	<b>Jun 16, 2023:</b> Referred to the Subcommittee on Health.
118 HR 2630	Related bill	<b>Apr 13, 2023:</b> Referred to the House Committee on Education and the Workforce.
118 S 652	Related bill	<b>Mar 2, 2023:</b> Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

## Pharmacy Benefit Manager Reform Act

This bill establishes various requirements for pharmacy benefit managers (PBMs) with respect to services provided to health insurance plans.

First, PBMs must report annually to the plan sponsor certain information about the PBM's services, including the amount of prescription drug copayment assistance funded by drug manufacturers, a list of covered drugs billed under the plan during the reporting period, and the total net spending by the health plan on prescription drugs. PBMs also must provide plan sponsors with a supplementary report every six months with specified information about drugs that were dispensed under the plan by pharmacies that are wholly or partially owned by the PBM.

Second, the bill prohibits spread pricing. Under the bill, spread pricing occurs when a PBM charges an insurance plan (or an insurance plan charges plan participants) a price for a prescription drug that exceeds the price paid to the pharmacy for the drug.

Finally, PBMs must remit to the plan sponsor all rebates, fees, alternative discounts, and other remuneration received from a drug manufacturer.

The bill establishes civil penalties for violations of these requirements and provides funding for the Centers for Medicare & Medicaid Services and the Department of Labor to implement the provisions of this bill.

## Actions Timeline

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- **Jun 22, 2023:** Committee on Health, Education, Labor, and Pensions. Reported by Senator Sanders with an amendment in the nature of a substitute. Without written report.
- **Jun 22, 2023:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 113.
- **May 11, 2023:** Committee on Health, Education, Labor, and Pensions. Ordered to be reported with an amendment in the nature of a substitute favorably.
- **Apr 27, 2023:** Introduced in Senate
- **Apr 27, 2023:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.