§ 73-21-201. Short title.

Sections 73-21-201 through 73-21-205 shall be known as the “Prescription Drugs Consumer Affordable Alternative Payment Options Act.”

HISTORY: Laws, 2018, ch. 331, § 1, eff from and after July 1, 2018.
§ 73-21-203. Definitions.

For the purposes of Sections 73-21-201 through 73-21-205:

a) “Board” shall have the same definition as provided in Section 73-21-73.

b) “Pharmacist,” “pharmacist services” and “pharmacy” or “pharmacies” shall have the same definitions as provided in Section 73-21-73.

c) “Pharmacy benefit manager” shall have the same definition as provided in Section 73-21-179.

HISTORY: Laws, 2018, ch. 331, § 2, eff from and after July 1, 2018.
§ 73-21-205. Pharmacists authorized to provide additional information to patients to allow them to consider affordable alternative payment options when acquiring prescription medication; provisions of contracts or agreements contrary to Sections 73-21-201 through 73-21-205 are void; compliance with this section does not constitute violation of contract or agreement to which pharmacist is party; protection for pharmacists acting or failing to act under this section.

1)  
   a) Pharmacists may provide additional information to a patient to allow them an opportunity to consider affordable alternative payment options when acquiring their prescription medication.

   b) Any provision of any contract or agreement contrary to the provisions of Sections 73-21-201 through 73-21-205 shall be considered in violation of public policy and shall be void.

2) Compliance with this section shall not constitute a violation of any contract or provision of any agreement to which the pharmacist or pharmacy is a party.

3) Neither the board, any pharmacy benefit manager nor any third party shall penalize a pharmacist for acting or failing to act under this section, nor shall a pharmacist or his agents or employees be liable for any act or failure to act under this section.

HISTORY: Laws, 2018, ch. 331, § 3, eff from and after July 1, 2018.