

1 TO THE HONORABLE SENATE:

2 The Committee on Health and Welfare to which was referred Senate Bill
3 No. 45 entitled “An act relating to providing meals to health care providers at
4 conferences” respectfully reports that it has considered the same and
5 recommends that the bill be amended by striking out all after the enacting
6 clause and inserting in lieu thereof the following:

7 Sec. 1. 18 V.S.A. § 4631a is amended to read:

8 § 4631a. EXPENDITURES BY MANUFACTURERS OF PRESCRIBED
9 PRODUCTS

10 (a) As used in this section:

11 (1) “Allowable expenditures” means:

12 (A) Payment to the sponsor of a significant educational, medical,
13 scientific, or policy-making conference or seminar, provided:

14 (i) the payment is not made directly to a health care professional
15 or pharmacist;

16 (ii) funding is used solely for bona fide educational purposes,
17 except that the sponsor may, in the sponsor’s discretion, apply some or all of
18 the funding to provide meals and other food for all conference participants; and

19 (iii) all program content is objective, free from industry control,
20 and does not promote specific products.

21 * * *

1 (H) Sponsorship of an educational program offered by a medical
2 device manufacturer at a national or regional professional society meeting at
3 which programs accredited by the Accreditation Council for Continuing
4 Medical Education, or a comparable professional accrediting entity, are also
5 offered, provided:

6 (i) no payment is made directly to a health care professional or
7 pharmacist; and

8 (ii) the funding is used solely for bona fide educational purposes,
9 except that the manufacturer may provide meals and other food for program
10 participants.

11 (I) The provision of meals or other food for all conference
12 participants at a significant educational, medical, scientific, or policy-making
13 conference or seminar, as long as any content accompanying the meal or other
14 food is accredited by the Accreditation Council for Continuing Medical
15 Education or is otherwise objective, free from industry control, and does not
16 promote specific products.

17 (J) Other reasonable fees, payments, subsidies, or other economic
18 benefits provided by a manufacturer of prescribed products at fair market
19 value.

20 * * *

1 Sec. 2. 18 V.S.A. § 4632 is amended to read:

2 § 4632. DISCLOSURE OF ALLOWABLE EXPENDITURES AND GIFTS
3 BY MANUFACTURERS OF PRESCRIBED PRODUCTS

4 (a)(1) Annually on or before April 1 of each year, every manufacturer of
5 prescribed products shall disclose to the ~~office of the attorney general~~ Office of
6 the Attorney General for the preceding calendar year the value, nature,
7 purpose, and recipient information of any allowable expenditure or gift
8 permitted under subdivision 4631a(b)(2) of this title to any health care provider
9 or to a member of the Green Mountain Care ~~board~~ Board established in chapter
10 220 of this title, except:

11 * * *

12 (v) buffet meals, snacks, soft drinks, or coffee ~~or other snacks or~~
13 ~~refreshments at a booth at a~~ made generally available to all participants of a
14 significant educational, medical, scientific, or policy-making conference or
15 seminar;

16 * * *

17
18 (Committee vote: _____)

19 _____

20 Senator _____

21 FOR THE COMMITTEE