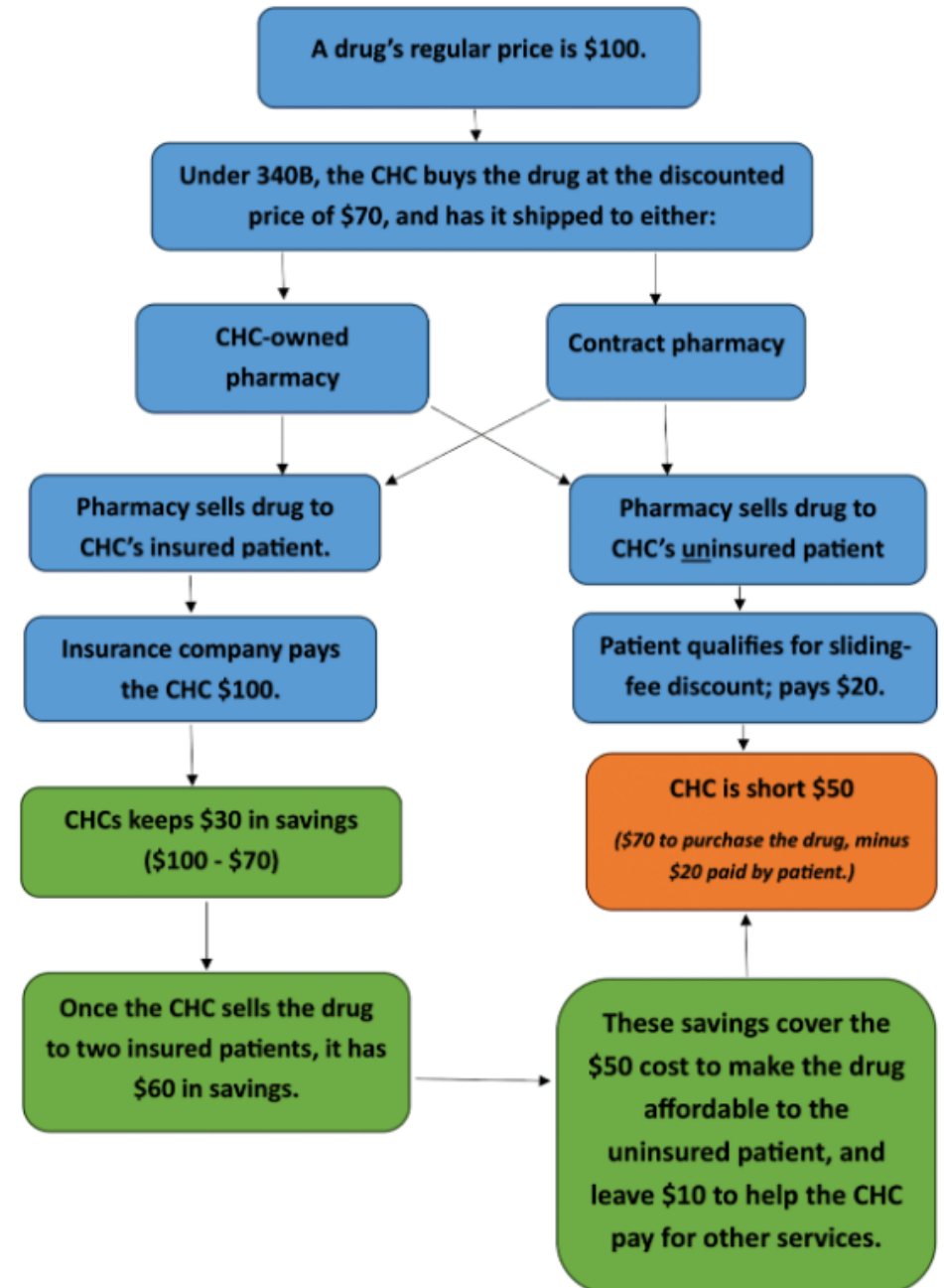


Proposed Amendment to H.611, Section 2

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340B Program – What is it?

- How FQHCs use savings
 - FQHCs are required by law to use savings to benefit patient care
 - Vermont FQHCs use it to reduce cost of prescriptions and to increase access to oral health care, mental health care, nutritional security, transportation, etc.



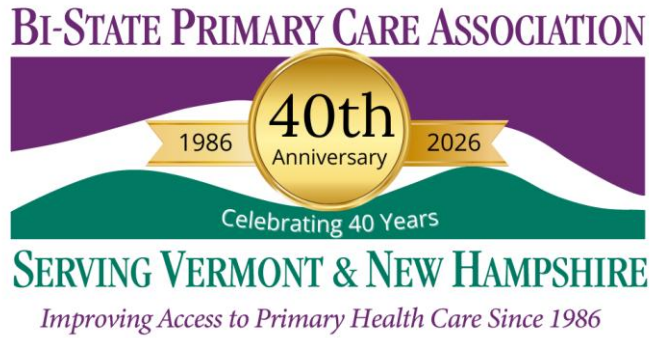
Problem Act 55 Solved

- Protected covered entities participating in the 340B program
- Protected covered entities' ability to contract with community pharmacies as part of the 340B program
- Prohibited manufacturers from requiring burdensome reporting obligations at contract pharmacies
- Required hospitals to report on savings from the program and how that funding is used.
- **Loophole:** did not prohibit reporting obligations for in-house pharmacies. At the time, manufacturers were explicitly excluding in-house pharmacies from reporting requirements

Proposed Amendment to Close Loophole

Sec. 4682. Discrimination Against 340B Entities Prohibited

(b) A manufacturer or its agent shall not directly or indirectly require a 340B covered entity to submit any claims, utilization, encounter, purchase, or other data as a condition for allowing the acquisition of a 340B drug by or delivery of a 340B drug to a 340B contract pharmacy or a 340B covered entity unless the claims or utilization data sharing is required by the U.S. Department of Health and Human Services.



Questions?

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