

State of New Mexico
Senate

FIFTY-FIFTH LEGISLATURE
FIRST SESSION

March 13, 2023

SENATE FLOOR AMENDMENT number 1 to SENATE TAX, BUSINESS AND
TRANSPORTATION COMMITTEE
SUBSTITUTE FOR SENATE BILL
51

Amendment sponsored by Senator ~~Mark Moores~~ Sharer

1. On page 1, line 12, before the period, insert "; REQUIRING
PRESCRIPTION DRUG PRICE REDUCTIONS TO BE PROVIDED TO ALL CUSTOMERS
FOR THE ENTIRETY OF THE PLAN OR CALENDAR YEAR".

2. On page 13, between lines 10 and 11, insert the following
new section:

"SECTION 7. [NEW MATERIAL] PRESCRIPTION DRUG PRICE
REDUCTIONS.--

A. A manufacturer that offers a reduction in the price,
including any discounts, rebates or coupons, for a prescription drug
product shall make the reduction in price available to all customers
for the entirety of the plan year or the calendar year, whichever is
longer.

B. For the purposes of this section:

(1) "manufacturer" means an entity that:

(a) engages in the manufacture of a prescription
drug product;

(b) enters into a lease with another manufacturer
to market and distribute a prescription drug product under the
entity's own name; or

(c) sets or changes the wholesale acquisition

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FIFTY-FIFTH LEGISLATURE
FIRST SESSION

SF1/STBTC/SB 51

Page 2

cost of the prescription drug product it manufactures or markets;
and

(2) "prescription drug product" means a brand name
drug, generic drug, biologic or biosimilar."


Mark Moores
Shares

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

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