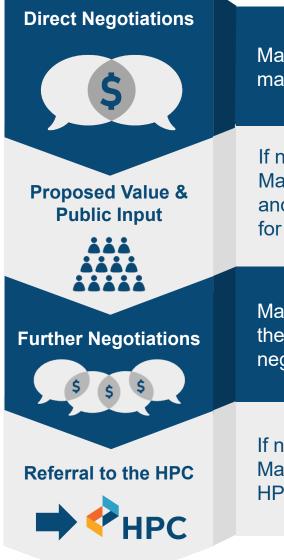


# Health Policy Commission Public Hearing: Proposed Regulation 958 CMR 12.00, *Drug Pricing Review,* and Standard Reporting Form

**December 13, 2019** 

## **The EOHHS Process**



MassHealth negotiates directly with a drug manufacturer for a supplemental rebate.

If negotiations fail for high cost drugs, MassHealth may propose a value for the drug and solicit public input on the proposed value for the drug.

MassHealth updates its proposed value for the drug as necessary and solicits further negotiations with the manufacturer.

If negotiations with the manufacturer fail, MassHealth may refer the manufacturer to the HPC for review.

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The HPC Process

### **The HPC Process**

Notice & Requests for Information

Determination

HPC notifies the manufacturer that it has been referred by MassHealth for review and requests information, including completion of the Standard Reporting Form.

HPC reviews information submitted by the manufacturer.

HPC may:

- Identify a proposed value for the drug;
- In consultation with MassHealth, propose a supplemental rebate for the drug;
- Determine that the manufacturer's pricing of the drug is unreasonable or excessive in relation to HPC's proposed value for the drug; or
- Close its review of the drug.

HPC determines that a manufacturer's pricing is *potentially unreasonable or excessive*, notifies the manufacturer of the need for additional review, and requests additional information, including the manufacturer's justification of its pricing of the drug.

HPC reviews information submitted by the manufacturer and solicits information from stakeholders.

Within 60 days of receiving completed information from the manufacturer, HPC issues a determination on whether the manufacturer's pricing of the drug is unreasonable or excessive in relation to HPC's proposed value for the drug.



## **Public Comments**



#### If you wish to present oral testimony

- Sign in on the sign-up sheet by the door.
- Listen for your name (or your organization's panel) to be called.
- When called to testify, state your name and organization.
- Please limit your remarks to 5 minutes for individuals (or 10 minutes for groups).

#### If you wish to submit written testimony

•	All written testimony must be submitted by 5:00 P.M. on Frida	ıy,
	December 20, 2019.	

 You may send written testimony to: <u>HPC-regulations@state.ma.us</u> or Lois Johnson, General Counsel Health Policy Commission

Health Policy Commission 50 Milk Street, 8<sup>th</sup> Floor Boston, MA 02109



A recording of today's hearing and written testimony will be available on the HPC's website.

