



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2027 Biennium

Bill#/Title: **HB0740.01: Revise laws relating to pharmacies, pharmacy benefit managers, and other entities**

Primary Sponsor: Marta Bertoglio Status: As Introduced

☐ Included in the Executive Budget ☐ Needs to be included in HB 2 ☐ Significant Local Gov Impact  
☐ Significant Long-Term Impacts ☐ Technical Concerns ☐ Dedicated Revenue Form Attached

### **FISCAL SUMMARY**

	<b><u>FY 2026 Difference</u></b>	<b><u>FY 2027 Difference</u></b>	<b><u>FY 2028 Difference</u></b>	<b><u>FY 2029 Difference</u></b>
<b>Expenditures</b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b>Revenues</b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b>Net Impact</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b>General Fund Balance</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

### **Description of fiscal impact**

HB 740 generally revises laws related to pharmacies, pharmacy benefit managers, and other entities. The revisions include the recoupment of funds, pricing as it relates to the maximum allowable cost or the reference price list, and prohibits certain fees charged to pharmacies.

### **FISCAL ANALYSIS**

#### **Assumptions**

#### **Department of Administration (DOA)**

- DOA's state health benefit plan's pharmacy coverage complies with the bill's provisions through the current contract with Navitus.
- There is no fiscal impact to DOA.

#### **Department of Labor and Industry (DLI)**

- This legislation has no fiscal impact to the DLI.

#### **State Auditor's Office (SAO)**

- The requirements of HB 740 could cause an increase in enforcement on the part of the SAO. The SAO would absorb the additional enforcement activities with existing staff.

#### **Department of Public Health and Human Services (DPHHS)**

- HB 740 revises Montana laws concerning pharmacies, pharmacy benefit managers (PBMs), and other entities.
- This legislation introduces regulations on the recoupment of funds by PBMs, prohibits certain fees charged to pharmacies, and revises laws related to maximum allowable cost lists and reference pricing.

**Fiscal Note Request - As Introduced**

*(continued)*

7. The bill enacts provisions regarding transparency and fairness in the pharmaceutical industry by amending existing MCA's. However, the MCA's in this bill do not apply to Medicaid.
8. This legislation has no fiscal impact to the DPHHS.

MB

Sponsor's Initials

3 Mar 2025

Date

RD

Budget Director's Initials

3/3/2025

Date