CONFERENCE COMMITTEE REP. NO.



Honolulu, Hawaii APR 25 , 2025 RE: H.B. No. 712 H.D. 2 S.D. 2 C.D. 1

Honorable Nadine K. Nakamura Speaker, House of Representatives Thirty-Third State Legislature Regular Session of 2025 State of Hawaii

Honorable Ronald D. Kouchi President of the Senate Thirty-Third State Legislature Regular Session of 2025 State of Hawaii

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 712, H.D. 2, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to preserve the integrity of the federal 340B Drug Pricing Program by:

- Prohibiting drug manufacturers from denying, restricting, or prohibiting the acquisition, shipping, or delivery of a 340B drug to a pharmacy under contract with any 340B covered entity in the State;
- (2) Authorizing 340B covered entities and the Attorney General to bring a civil action for enforcement within four years of a violation;



- (3) Requiring each 340B covered entity to report certain information annually to the Department of Health; and
- (4) Requiring the Department of Health to prepare, submit to the Legislature, and publicly post annual reports and publicly post all reports submitted by 340B covered entities.

Your Committee on Conference has amended this measure by:

- Authorizing manufacturers to request claims data for the manufacturer's 340B drugs dispensed through a contract pharmacy arrangement under certain circumstances;
- (2) Amending the reporting requirements for 340B covered entities by:
 - (A) Requiring 340B covered entities to report to the hospital trade association operating in the State, rather than the Department of Health;
 - (B) Limiting the reporting to activities related to the dispensing or filling of 340B drugs at contract pharmacies; and
 - (C) Deleting certain provisions relating to a 340B covered entity's costs and payments;
- (3) Requiring the hospital trade association operating in the State to prepare and publicly post an annual aggregate report, rather than the Department of Health;
- (4) Changing the effective date to July 1, 2025; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 712, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 712, H.D. 2, S.D. 2, C.D. 1.



CONFERENCE COMMITTEE REP. NO. 254 Page 3

Respectfully submitted on behalf of the managers:

ON THE PART OF THE SENATE

ENAVENTURA

JOY Chai

JARRETT KEOHOKALOLE Co-Chair

HENRY J.C. AQUINC Co-Chair

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Co-Chair

ON THE PART OF THE HOUSE

GREGG OAKA

Co-Chair

SCOT Z. MATAYOSHI Co-Chair

NZ Chair

JENNA TAKENOUCHI Co-chair



Hawaii State Legislature

Record of Votes of a Conference Committee

CCR 254

Bill / Concurrent Resolution No.: HB 712, HD 2, SD 2					Date/Time: 4/25/25 545pm				
The recommendation of the House	e and S	Senate	mana	agers					
The Committee is reconsidering it	s previ	ious de	ecisio	on.					
The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	Α	WR	N	E	House Managers	A	WR	N	E
SAN BUENAVENTURA, Joy A., Chr.	~				TAKAYAMA, Gregg, Co-Chr.	~			
KEOHOKALOLE, Jarrett, Co-Chr.	~				MATAYOSHI, Scot Z., Co-Chr.	V			
AQUINO, Henry J.C., Co-Chr.	1	•			POEPOE, Mahina, Co-Chr.	~			
CHANG, Stanley, Co-Chr.				~	TAKENOUCHI, Jenna, Co-Chr.	~			
FEVELLA, Kurt	レ				GARCIA, Diamond			· · · ·	<u>~</u>
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Senate Recommendation is:				House Recommendation is:					
Adopted Not Adopted					Adopted I Not Adopted				
Senate Lead Chair's or Designee's Signature:				House Lead Chair's or Designee's Signature:					
Distribution: Original Eite with Conference Co	mmitte	e Repo	rt	Ho	Yellow Pink use Clerk's Office Senate Clerk's Offic	e D	Golde trafting		