NH Prescription Drug Affordability Board

Remote Meeting

March, 26, 2021, 1:00 PM

NOTE: This meeting was recorded and a recording of the entire meeting is available at:

https://www.dhhs.nh.gov/ombp/medicaid/nhpdab/previous-meetings.htm

CALL TO ORDER: Representative Gary Merchant, Chair, opened the meeting; read the Right to Know statement.

ATTENDING: Representative Gary Merchant, Senator Sharon Carson, Representative James Murphy, Todd Fahey, Staci Hermann, Senator Tom Sherman, Representative William Marsh.

A quorum was established.

ABSENT: Senator Cindy Rosenwald.

INTRODUCTIONS: Each Board member introduced themselves. Additional panelists from the NH Department of Health and Human Services introduced themselves: Henry Lipman, Medicaid Director; David Wieters, Information Services Director; Maria Reinemann, Senior Legal Counsel; Rob Berry, Medicaid Legal Counsel.

AGENDA REVIEW: Representative Gary Merchant reviewed the agenda with the Board.

REVIEW AND APPROVE FEBRUARY MINUTES: Motion to accept minutes of the February meeting made by Representative Gary Merchant. Senator Sharon Carson moved to adopt; Senator Tom Sherman seconded. Motion passed with Representative James Murphy, Representative William Marsh, Representative James Murphy, Staci Hermann, Todd Fahey, Senator Tom Sherman, Senator Sharon Carson and Representative Gary Merchant all in favor.

TECHNOLOGY UPDATE AND DISCUSSION: David Wieters presented a Technology Update slide, which will be published on the official Board website. David discussed Sharepoint, document repository and the temporary Board website. He noted that changes can be made at the request of the Board, and asked for feedback from the Board on the temporary site. The Board discussed the various types of documents to be viewed and shared, from a public access and legal standpoint, and how that process will play out. David clarified that the Sharepoint environment will be essential to this process. David presented a slide outlining the Sharepoint functions, including the document repository and shared that Nancy Plourde will provide instructions on how the Board will be able to access Sharepoint.

ADMINISTRATIVE UPDATE AND DISCUSSION: Maria Reinemann noted that Rob Berry will be taking over this function for the Board. Rob and Maria discussed the non-disclosure and conflict of interest forms, as well as the MOU. The initial draft of the Memorandum of Understanding (MOU) is expected to be completed next week for Director Lipman to review. The data-sharing portion will need to be reviewed by the Bureau of Information Services (BIS).

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RULES UPDATE AND DISCUSSION: Rob Berry shared and discussed current Rules outline. Senator Carson inquired about civil penalties and whether there was a standard fee schedule within the department. Rob advised there is not; there was a discussion, and it was decided that a subcommittee should be formed, consisting of Rob Berry and Todd Fahey, to work on rules specific to the Board.

NEXT MEETING: Following a short discussion, it was decided the next meeting will be on Friday, May 14, 2021, at 10:00 AM.

PUBLIC COMMENTS: Holly Stevens, of New Futures, made reference to the discussion around the civil penalty fee schedule. She briefly touched upon the idea of large pharmaceutical companies versus smaller scale businesses, and how the fee schedule will affect each differently.

The Board then discussed the idea of the fee schedule being relative the economic status of the company. It was agreed that legal counsel would look into this concept.

ADJOURNMENT: Motion to adjourn made by Senator Tom Sherman; motion seconded by Representative James Murphy. Motion passed with Representative James Murphy, Representative William Marsh, Representative James Murphy, Staci Hermann, Todd Fahey, Senator Tom Sherman, Senator Sharon Carson and Representative Gary Merchant all in favor.

Respectfully submitted:

Todd C. Fahey, Clerk

Nancy T. Plourde, Recording Secretary

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