

AMENDMENT NO. _____ Calendar No. _____

Purpose: To improve the provision regarding actions by other State officials.

IN THE SENATE OF THE UNITED STATES—117th Cong., 2d Sess.

S. 4293

To prevent unfair and deceptive acts or practices and the dissemination of false information related to pharmacy benefit management services for prescription drugs, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mrs. BLACKBURN to the amendment (No. _____) proposed by Ms. CANTWELL

Viz:

1 Beginning on page 16, strike line 12 and all that fol-
2 lows though page 17, line 2, and insert the following:

3 (5) ACTIONS BY OTHER STATE OFFICIALS.—

4 (A) IN GENERAL.—If an attorney general
5 lacks appropriate jurisdiction to bring a civil ac-
6 tion under paragraph (1), any other officer of
7 a State who is authorized by the State to do so
8 may bring a civil action under paragraph (1),
9 subject to the same requirements and limita-

1 tions that apply under this subsection to civil
2 actions brought by attorneys general.

3 (B) CLARIFICATION OF AUTHORITY.—The
4 authority provided by subparagraph (A) shall
5 supplant, and not supplement, the authorities of
6 State attorneys general under paragraph (1).

7 (C) SAVINGS PROVISION.—Nothing in this
8 subsection may be construed to prohibit an au-
9 thorized official of a State from initiating or
10 continuing any proceeding in a court of the
11 State for a violation of any civil or criminal law
12 of the State.