



General Assembly

Amendment

February Session, 2014

LCO No. 3341

SB0003603341SD0

Offered by:

SEN. LOONEY, 11th Dist.

SEN. GERRATANA, 6th Dist.

To: Subst. Senate Bill No. 36

File No. 101

Cal. No. 108

**"AN ACT CONCERNING THE GOVERNOR'S
RECOMMENDATIONS TO IMPROVE ACCESS TO HEALTH CARE."**

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective October 1, 2014*) (a) For purposes of this
4 section:

5 (1) "Advanced practice registered nurse" means a person licensed
6 pursuant to chapter 378 of the general statutes;

7 (2) "Applicable manufacturer" means a manufacturer of a covered
8 drug, device, biological, or medical supply that is operating in the
9 United States, or in a territory, possession, or commonwealth of the
10 United States;

11 (3) "Payment or other transfer of value" means a transfer of anything
12 of value, except a transfer of anything of value that is made indirectly
13 to an advanced practice registered nurse through a third party in

14 connection with an activity or service in the case where the applicable
15 manufacturer is unaware of the identity of the advanced practice
16 registered nurse;

17 (4) "Covered drug, device, biological, or medical supply" means any
18 drug, biological product, device, or medical supply for which payment
19 is available under subchapter XVIII of chapter 7 of Title 42 or the state
20 Medicaid plan under subchapter XIX or XXI of said chapter or a
21 waiver of such a plan; and

22 (5) "Covered device" means any device for which payment is
23 available under subchapter XVIII of chapter 7 of Title 42 or the state
24 Medicaid plan under subchapter XIX or XXI of said chapter or a
25 waiver of such a plan.

26 (b) Not later than January 1, 2015, and quarterly thereafter, an
27 applicable manufacturer that provides a payment or other transfer of
28 value to an advanced practice registered nurse, who is practicing in the
29 state, shall submit to the Commissioner of Public Health, in the form
30 and manner prescribed by the commissioner, the information
31 described in 42 USC 1320a-7h, as amended from time to time.

32 (c) An applicable manufacturer that fails to report in accordance
33 with this section shall be assessed a civil penalty in an amount not less
34 than one thousand dollars or more than ten thousand dollars for each
35 payment or other transfer of value not reported, provided the total
36 amount of such penalty shall not exceed one hundred fifty thousand
37 dollars."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2014	New section