

# COMPLIANCE SECTION

# CONSUMER SAFETY BRANCH



TEXAS  
Health and Human  
Services

Texas Department of State  
Health Services

# PRESCRIPTION DRUG PRICE DISCLOSURE



## FY-24 ANALYSIS FINAL ENFORCEMENT ACTIONS

Pursuant to 25 Texas Administrative Code 1.553(a)(1)(2)

# Overview

The Prescription Drug Price Disclosure (PDPD) Program (formerly called Drug Cost Transparency Program) moved from HHSC to Texas Department of State Health Services (DSHS) on Sept. 1, 2021. Texas Health and Safety Code Chapter 441 requires pharmaceutical drug manufacturers to report their current wholesale acquisition cost (WAC) of U.S. Food and Drug Administration-approved drugs sold in or into Texas.

Pharmaceutical drug manufacturers also are required to separately report specific information related to WAC increases.

Disciplinary actions are taken by DSHS on violators of PDPD's governing law and rules. The severity of the disciplinary actions taken hinge on the magnitude of the significant public health concern associated with the violation, examples include but are not limited to the nature of the violation, the history of previous violations, efforts made to correct the violation, harm to the public, likelihood of a repeat violation, and other matters related to each case as justice may require. These actions are taken to protect and promote the health, safety and general well-being of the citizens of Texas.



# Overview continued

**Additional information are assessable via the links below:**

<https://www.dshs.texas.gov/prescription-drug-price-disclosure-program/frequently-asked-questions>

<https://www.dshs.texas.gov/prescription-drug-price-disclosure-program/data-overview>



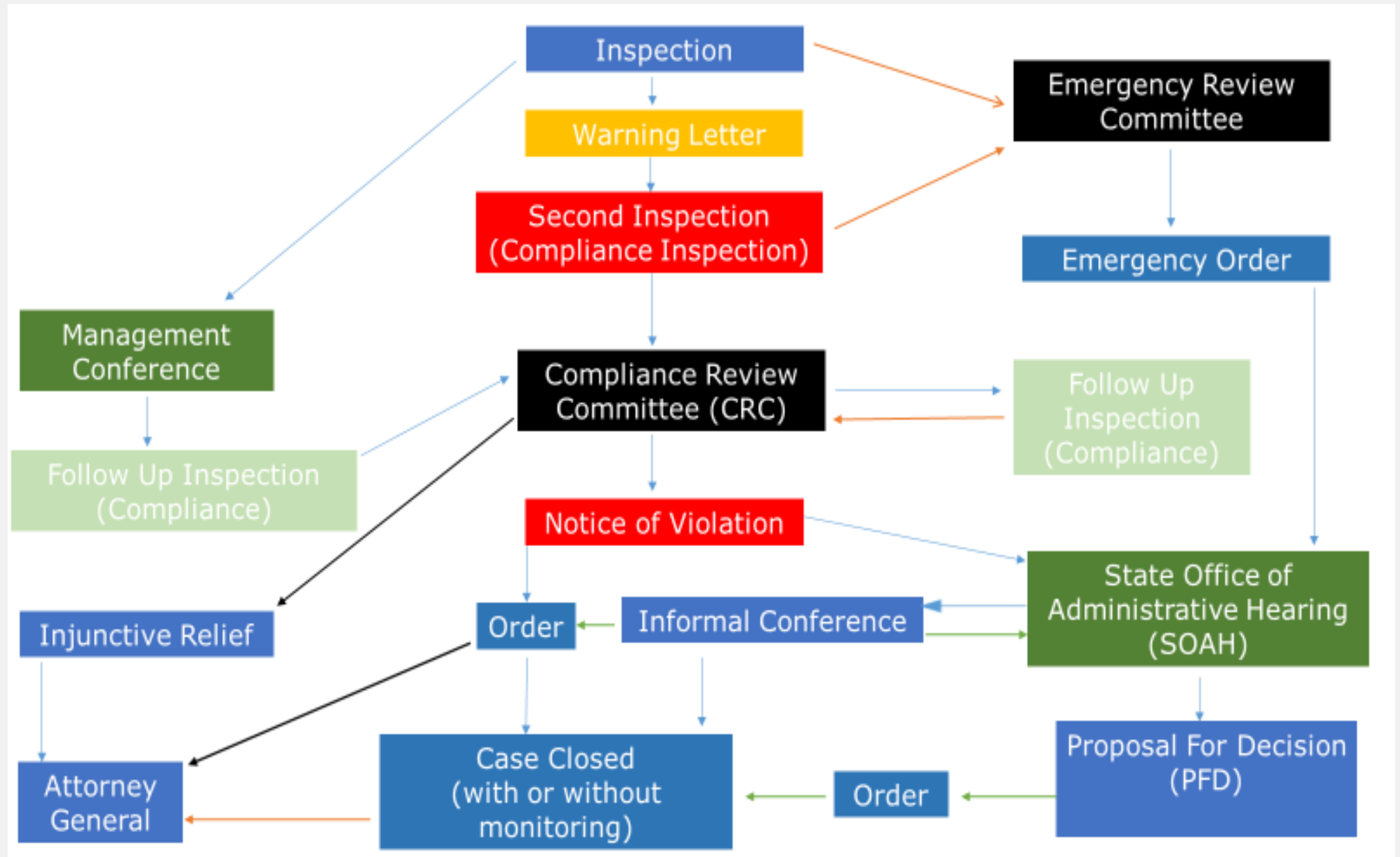
# PDPD License Type

**7700 - Prescription Drug Price Disclosure Program**



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# PDPD Compliance Flowchart



# FY24 Cases referred to Compliance

**Thirty-three (33) cases were referred in total**



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# FY24 Notice of Violations Issued

- **Thirty three (33) Notice of Violation (NOV) letters were issued**





# Informal Conference (IC)

**No case was held at an IC**



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# State Office of Administrative Hearings (SOAH)



- ❖ 0 cases was referred to SOAH.
- ❖ All Respondents were offered the opportunity to have their case(s) presented before an Administrative Law Judge.

SOAH REFERRAL	0
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# Orders

**Twenty-three (23) Orders were processed**

**Acceptance - 17**

**Agreed – 2**

**Default- 4**



# Attorney General (AG) Referrals

- Three (3) cases were referred to the AG for further administrative and/or judicial remedy because the Respondent failed to and/or refuse to comply with a final order.



# FY24 Cases Closed With or Without Monitoring

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- **Two (2) cases were closed with monitoring**
  - **Terms and conditions to be met are still pending**
- **Twenty-eight (28) cases were closed without monitoring**
  - **All terms and conditions are met**

# Grand Total Penalty Amount Assessed

**\$5,700.00**



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For more information regarding Compliance Consumer Safety policies and protocols, please click on the link below:

[Compliance Section - Consumer Safety Branch Procedure Manual.pdf - All Documents \(sharepoint.com\)](#)



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# Thank You



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