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Editor's note

This note is produced every Friday by the <u>KPMG Center for Healthcare</u> <u>Regulatory Insight</u> and is intended to be short and succinct, no more than 360 words, to provide a digestible bite of healthcare and life sciences news from the past week. Please share this email with colleagues and other interested individuals, and encourage them to <u>subscribe to our mailing list</u> here.

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Healthcare regulatory news

FDA approved Pfizer and Moderna COVID-19 booster vaccines; CDC recommended everyone 6 months+ receive an updated vaccine... HHS will require Regeneron to offer the list price of its Project NextGen COVID-19 monoclonal antibody at or below international prices.

DEA plans <u>another written comment period</u> for its telemedicine prescribing proposed rule, likely extending pandemic-related policies.

CMS <u>announced</u> 34 <u>drugs subject to inflation rebates and reduced</u> <u>beneficiary coinsurance</u> in Q4 2023... Preliminary CMS data show <u>78% of hospitals will receive readmission penalties</u> in FY24, up from <u>FY23 (75%)</u>.

FTC <u>warned drug manufacturers</u> of possible legal action for <u>improper</u> <u>Orange Book listings</u> intended to delay generic competition.

GAO <u>reported Medicare Part D plans received \$48.6B</u> in manufacturer rebates in 2021, and recommended CMS monitor effects of rebates on formularies and beneficiary spending.

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Healthcare law and policy news

President Biden <u>announced new Cancer Moonshot initiatives</u>, including a \$240M ARPA-H cancer research investment.

Moderna will collaborate with Immatics (up to \$1.8B) on mRNA-based cancer research programs... Froedtert Health and ThedaCare finalized merger plans... Walmart is reportedly exploring acquiring a majority stake in ChenMed... Dana-Farber Cancer Institute and Beth Israel Deaconess Medical Center plan to partner on a freestanding cancer hospital.

L.A. Care <u>will pay HHS \$1.3M</u> to settle potential HIPAA violations... Kaiser Permanente <u>will pay California \$49M</u> to settle allegations of illegally disposing of medical waste and protected patient information... Walgreens and Pearl Health <u>announced a value-based care strategic partnership...</u>

Jazz Pharmaceuticals <u>will restrict 340B discounts</u> for its childhood epilepsy medication, the 25th manufacturer to impose 340B restrictions... GoodRx <u>will offer</u> 40% discounts, on average, for nearly 200 medications at Walgreens.

Fair Health reported <u>59.4% of ground ambulance rides in 2022 were out-of-network</u>, down only slightly from 2018 (63.7%)... A BCBSA <u>analysis found the cost of six procedures were "substantially higher"</u> at hospital outpatient departments, compared to ambulatory surgery centers or physicians' offices.

Washington Post reported the <u>number of opioid pills shipped in the US fell 45% from 2011-2019</u>, even as fatal overdoses increased... Census data show the US <u>uninsured rate fell to 7.9% in 2022</u>, tying the record low in 2017 .

The House <u>plans to vote</u> next week on a tri-committee <u>transparency</u>, <u>PBM</u> reform, and health extenders bill.

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