
DIGEST

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LeBas

HB No. 797

Abstract: Provides for the payment and collection of Medicaid provider fees on prescription drugs by clarifying the parties responsible for paying the provider fees. Expands the range of penalties to providers and third parties who do not pay or are delinquent in paying the provider fees.

Proposed law requires health insurers to pay the prescription provider fee subject to penalty as provided in present law.

Present law allows the La. Board of Pharmacy to assess fines against, refuse to license, refuse to renew a license of, or take other disciplinary actions against an individual found to have committed certain enumerated practices.

Proposed law retains present law and adds to the list the failure to timely submit to the Dept. of Health and Hospitals the required prescription fees or a quarterly statement as required by present law.

Present law provides that any provider fee authorized by present law shall be considered an allowable cost for purposes of insurance or other third-party reimbursements and shall be included in the establishment of reimbursement rates.

Proposed law retains present law and adds that if a prescription is reimbursable by an insurer or third-party provider, the prescription provider fee shall be added to the third-party's reimbursement rate to the pharmacy dispensing the prescription.

Present law provides that the La. Board of Pharmacy shall take necessary action to suspend the registration and permit of any registered in-state or out-of-state pharmacy which fails to timely submit a quarterly statement with the Dept. of Health and Hospitals containing the necessary information on prescriptions or the failure to timely submit the appropriate prescription fees.

Proposed law retains present law and allows the La. Board of Pharmacy to utilize other disciplinary options in addition to the suspension or revocation of a pharmacy's license, such as the imposition of fines as provided by present law.

(Amends R.S. 46:2625(A)(2) and (E)(2); Adds R.S. 22:1856(F) and R.S. 37:1241(A)(23))