

HOUSE COMMITTEE AMENDMENTS

2022 Regular Session

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 99 by Senator Fred Mills

1 AMENDMENT NO. 1

2 On page 1, line 2, after "R.S. 40:2868(A)" and before the comma "," insert "and to enact R.S.
3 37:1256(C) and R.S. 40:2868(C)"

4 AMENDMENT NO. 2

5 On page 1, line 4, after "managers;" and before "and to" insert "to provide for appeals to the
6 division of administrative law;"

7 AMENDMENT NO. 3

8 On page 1, line 6, after "reenacted" and before "to read" insert "and R.S. 37:1256(C) is
9 hereby enacted"

10 AMENDMENT NO. 4

11 On page 1, between lines 14 and 15, insert the following:

12 **"C.(1) A pharmacy benefit manager may file for a hearing conducted**
13 **before an independent third-party adjudicator with the division of**
14 **administrative law upon notice from the board that it intends to take adverse**
15 **or disciplinary action against the pharmacy benefit manager that may result in**
16 **the suspension or termination of the pharmacy benefit manager's permit. If the**
17 **pharmacy benefit manager elects to file for a hearing with the division of**
18 **administrative law, the ruling of the administrative law judge shall be**
19 **appealable by either the pharmacy benefit manager or the board, whichever**
20 **party does not prevail.**

21 **(2) Nothing in this Subsection shall be construed to prevent the**
22 **pharmacy benefit manager from proceeding with a hearing before the board as**
23 **provided for in the Administrative Procedure Act, nor shall anything in this**
24 **Subsection be construed to prevent the board from taking any other action**
25 **provided for by law or rule that would not result in suspension or termination**
26 **of the pharmacy benefit manager's permit."**

27 AMENDMENT NO. 5

28 On page 1, line 16, after "reenacted" and before "to read" insert "and R.S. 40:2868(C) is
29 hereby enacted"

30 AMENDMENT NO. 6

31 On page 1, line 17, after "regulation by" and before "Board" insert "**Louisiana**"

32 AMENDMENT NO. 7

33 On page 2, after line 7, add the following:

34 **"C.(1) A pharmacy benefit manager may file for a hearing conducted**
35 **before an independent third-party adjudicator with the division of**
36 **administrative law upon notice from the board that it intends to take adverse**
37 **or disciplinary action against the pharmacy benefit manager that may result in**

1 the suspension or termination of the pharmacy benefit manager's permit. If the
2 pharmacy benefit manager elects to file for a hearing with the division of
3 administrative law, the ruling of the administrative law judge shall be
4 appealable by either the pharmacy benefit manager or the board, whichever
5 party does not prevail.
6 (2) Nothing in this Subsection shall be construed to prevent the
7 pharmacy benefit manager from proceeding with a hearing before the board as
8 provided for in the Administrative Procedure Act, nor shall anything in this
9 Subsection be construed to prevent the board from taking any other action
10 provided for by law or rule that would not result in suspension or termination
11 of the pharmacy benefit manager's permit."