

ACT No. 658

2024 Regular Session

HOUSE BILL NO. 603

BY REPRESENTATIVE FIRMENT

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AN ACT

To amend and reenact R.S. 22:1852(introductory paragraph) and (7) and 1856.1(B)(2)(b) and to enact R.S. 22:1856.1(H), relative to claims of pharmacies and pharmacists; to modify definitions; to provide relative to pharmacy record audits; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 22:1852(introductory paragraph) and (7) and 1856.1(B)(2)(b) are hereby amended and reenacted and R.S. 22:1856.1(H) is hereby enacted to read as follows:

§1852. Definitions

As used in this Subpart, the following terms ~~shall be~~ are defined as follows:

* * *

(7) "Health insurance issuer" means an insurance company, including a health maintenance organization as defined and licensed pursuant to Subpart I of Part I of Chapter 2 of this Title, unless preempted as an employee benefit plan under the Employee Retirement Income Security Act of 1974. For purposes of this Subpart, a "health insurance issuer" ~~shall include~~ includes the Office of Group Benefits, a pharmacy benefit manager, and any person acting on behalf of a pharmacy benefit manager.

* * *

1 §1856.1. Pharmacy record audits; recoupment; appeals

2 * * *

3 B. Notwithstanding any other provision of law to the contrary, when an audit
4 of the records of a pharmacy is conducted by an entity, the audit shall be conducted
5 in accordance with the following criteria:

6 * * *

7 (2)

8 * * *

9 (b) Nothing in this Paragraph ~~shall prohibit~~ prohibits review of a claim filed
10 by a pharmacy to determine if the claim is payable or ~~is~~ paid correctly. ~~Such~~ The
11 review may require the submission of prescription copies and other documentation
12 related to the specific claims under review but shall not require the pharmacy to
13 provide any additional information not related to those specific claims.

14 * * *

15 H. The commissioner shall formulate and promulgate a set of standards for
16 policies and procedures governing the performance of pharmacy record audits,
17 claims reviews and quality assurance reviews, and fraud or willful misrepresentation
18 audits.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____