

**HOUSE COMMITTEE AMENDMENTS**

2025 Regular Session

Amendments proposed by House Committee on Insurance to Original House Bill No. 264  
by Representative Echols

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert in lieu thereof "R.S. 22:1657.1(A) and (B)(introductory paragraph) and (4) and to enact R.S. 22:1657.1(D), relative to pharmacy benefit managers; to modify the definition of rebates; to authorize the commissioner of insurance's examination of records; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 7 through 19 in their entirety and insert in lieu thereof the following:

"Section 1. R.S. 22:1657.1(A) and (B)(introductory paragraph) and (4) are hereby amended and reenacted and R.S. 22:1657.1(D) is hereby enacted to read as follows:

§1657.1. Pharmacy benefit manager rebate transparency report; examination by commissioner

A. Each pharmacy benefit manager licensed by the commissioner of insurance shall submit an annual transparency report as a condition of maintaining licensure.

B. As used in this Section, the following definitions shall apply:

\* \* \*

(4) "Rebates" ~~means all rebates, discounts, and other price concessions, based on utilization of a prescription drug and paid by the manufacturer or other party other than an enrollee, directly or indirectly, to the pharmacy benefit manager after the claim has been adjudicated at the pharmacy. Rebates shall include a reasonable estimate of any volume-based discount or other discounts~~ mean all negotiated price concessions including but not limited to base price concessions and performance-based concessions that may accrue directly from a manufacturer to a health insurance issuer, plan, or other party on behalf of the health insurance issuer or plan, including a pharmacy benefit manager, during the coverage year.

\* \* \*

D.(1) The commissioner may examine the relevant books or records of a pharmacy benefit manager to determine the accuracy of a transparency report and the individual amount paid by a health insurance issuer to the pharmacy benefit manager for drugs, devices, or services provided by a pharmacist or pharmacy. If the pharmacy benefit manager and the commissioner disagree regarding the relevance of a document, the pharmacy benefit manager may appeal to the division of administrative law for a determination.

(2) This Section does not limit the power of the commissioner to examine or audit the relevant books or records of a pharmacy benefit manager."