

---

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Christopher D. Adams.

---

DIGEST

SB 170 Original

2015 Regular Session

Kostelka

Proposed law prohibits the following:

- (1) The Department of Health and Hospitals (DHH) cannot place any limit on the number of prescriptions available to residents of long term care facilities as defined in the Social Security Act or regulations promulgated thereunder.
- (2) Any contract between the department and a managed care organization or prepaid coordinated care organization, as defined pursuant to present law, that establishes or enforces any limit on the number of prescriptions available to residents of long term care facilities as defined in the Social Security Act or regulations promulgated thereunder shall be prohibited.
- (3) A managed care organization or a prepaid coordinated care organization, as defined pursuant to present law, cannot establish or enforce any limit on the number of prescriptions available to residents of long term care facilities as defined in the Social Security Act or regulations promulgated thereunder.

Proposed law does not prohibit any requirement, such as medical necessity, which is otherwise applicable to individual prescriptions.

Proposed law provides DHH shall ensure that the dispensing fees paid by a managed care organization and a prepaid coordinated care organization, as defined pursuant to present law, related to prescriptions provided to patients in long term care facilities are set based on data specific to the costs incurred by such pharmacies in filling such prescriptions, and the amounts of dispensing fees take into account the unique requirements of servicing those patients and the costs related thereto.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 46:460.36)