
SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 108 by Senator Johns

1 AMENDMENT NO. 1

2 On page 1, line 2, after "R.S. 40:1253.2(A)(1)(h)," insert "and (B), to enact R.S.
3 40:1253.2(C), and to repeal R.S. 40:1253.2(A)(3)(h),"

4 AMENDMENT NO. 2

5 On page 1, line 3, after "data;" insert "to provide for quarterly submission of certain data
6 regarding pharmacy benefit managers;"

7 AMENDMENT NO. 3

8 On page 1, line 6, after "R.S. 40:1253.2(A)(1)(h)," delete "is" and insert "and (B) are" and
9 after "reenacted" insert "and R.S. 40:1253.2(C) is hereby enacted"

10 AMENDMENT NO. 4

11 On page 2, between lines 4 and 5, insert the following:

12 **"B.(1) The Louisiana Department of Health shall submit quarterly**
13 **reports to the Senate and House committee on health and welfare on the**
14 **following data regarding the Medicaid managed care organization's pharmacy**
15 **benefit managers:**

16 **(a) The name of each pharmacy benefit manager, identified as**
17 **contracted or owned by the Medicaid managed care organization.**

18 **(b) Whether the pharmacy benefit manager is a subsidiary of the parent**
19 **company of the Medicaid managed care organization.**

20 **(c) The total dollar amount paid to the pharmacy benefit manager by the**
21 **Medicaid managed care organization as a transaction fee for each processed**
22 **claim.**

23 **(d) The total dollar amount of the Medicaid drug rebates and**
24 **manufacturer discounts collected and retained by the pharmacy benefit**
25 **manager.**

26 **(e) The total dollar amount of the Medicaid drug rebates and**
27 **manufacturer discounts collected by the pharmacy benefit manager and**
28 **remitted to the Louisiana Department of Health.**

29 **(f) The total dollar amount retained by the pharmacy benefit manager**
30 **through "spread pricing". For purposes of reporting on the data required by**
31 **this Subparagraph, "spread pricing" shall be the actual amount paid as**
32 **reimbursement to a pharmacist as compared to the amount the pharmacy**
33 **benefit manager charged to and was reimbursed by the Medicaid managed care**
34 **organization to identify the excess amount paid to the pharmacy benefit**
35 **manager above what was paid to the pharmacist.**

36 **(g) Identification of any other dollars retained by the pharmacy benefit**
37 **manager not otherwise provided for in this Subsection that are not reimbursed**
38 **to pharmacists.**

39 **(2) The quarterly reports required in this Subsection shall be submitted**
40 **on the twentieth day of July, October, January, and April of each year, to**
41 **include the data required in this Subsection, identified by month for the prior**
42 **three months, with a collective chart of all data submitted to be included in the**
43 **annual report provided for in Subsection A of this Section.**

44 **B: C.** To the greatest extent possible, the Louisiana Department of Health
45 shall include in the report at least three years of historical data for each of the
46 measures set forth in Subsection A of this Section.

1 Section 2. R.S. 40:1253.2(A)(3)(h) is hereby repealed."

2 AMENDMENT NO. 5

3 On page 2, line 5, change "Section 2." to "Section 3."