
SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Mills to Reengrossed House Bill No. 436 by Representative Johnson

1 AMENDMENT NO. 1

2 On page 1, line 4, after "1860.3" insert "1860.4"

3 AMENDMENT NO. 2

4 On page 1, line 7, after "pharmacies;" insert "to provide for prohibited trade practices;"

5 AMENDMENT NO. 3

6 On page 1, line 13, after "1860.3" insert "1860.4"

7 AMENDMENT NO. 4

8 On page 2, between lines 16 and 17, insert the following:

9 **"§1860.4. Prohibited trade practices**

10 **A. Notwithstanding any provision of law to the contrary, a health**
11 **insurance insurer or pharmacy benefit manager shall not require any pharmacy**
12 **or pharmacist to hold a license, accreditation, affiliation, or registration other**
13 **than that required by federal or state law, rules, or regulations.**

14 **B. Effective August 1, 2018, any contract provision requiring any**
15 **pharmacy or pharmacist to hold a license, accreditation, affiliation, or**
16 **registration other than that required by federal or state law, rules, or**
17 **regulations shall be severable from the contract and considered null and void**
18 **and not enforceable in Louisiana.**

19 **C. In addition to the authority of the commissioner to enforce the**
20 **provisions of this Section, the attorney general shall have the authority to**
21 **enforce the provisions of this Section against any health insurance issuer or**
22 **pharmacy benefit manager who fails to comply with the jurisdiction, regulatory,**
23 **or licensing authority of the commissioner which may subject the health**
24 **insurance issuer or pharmacy benefit manager to action under the Unfair Trade**
25 **Practices and Consumer Protection Law pursuant to R.S. 51:1401."**
26