

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 29

2018 Regular Session

Mills

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

HEALTH SERVICES. Provides relative to a single uniform prescription drug prior authorization form. (see Act)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Adds provisions prohibiting an insurer or pharmacy benefit manager from requiring any license, accreditation, affiliation, or registration other than those required by federal or state government.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

\SB 29 Reengrossed

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Present law requires individual health insurance issuers licensed by the Department of Insurance to use a standardized prescription drug prior authorization form. The form must be submitted to the Department of Insurance and kept on file with their office.

Present law requires Medicaid managed care organizations that contract with the Louisiana Department of Health to use a standard form, in addition to other forms, for prescription drug prior authorization.

Proposed law prohibits an insurer or pharmacy benefit manager from requiring any license, accreditation, affiliation, or registration other than those required by federal or state government. Requires that any contract provision in conflict with proposed law is severable from the contract and is to be considered null and void, and not enforceable in this state. Authorizes the attorney general to enforce proposed law if an insurer or pharmacy benefit manager denies the jurisdiction, regulatory, or licensing authority of the Department of Insurance.

Proposed law requires the Louisiana Board of Pharmacy and the Louisiana State Board of Medical Examiners to develop a single uniform prescription drug prior authorization form for all health insurance issuers, Medicaid managed care organizations, and their respective pharmacy benefit managers. Proposed law provides that the single uniform prescription drug prior authorization form does not apply to specialty drugs or in cases where electronic prescriptions are utilized.

Proposed law provides that the Louisiana Board of Pharmacy and the Louisiana State Board of Medical Examiners may consult with the health insurance issuers, Medicaid managed care organizations, Louisiana Department of Health, and Department of Insurance as necessary in developing the form.

Proposed law authorizes the Department of Insurance, under their regulatory authority in Title 22 and the Department of Health pursuant to its contracts with Medicaid managed care organizations to impose sanctions for failure to comply with the requirement of using only the single uniform prescription drug prior authorization form.

Proposed law implements use of the single uniform prescription drug prior authorization form on and after January 1, 2019.

Effective upon signature of the governor or lapse of time for gubernatorial action except provisions as to prior authorization form requirements are to be effective January 1, 2019.

(Amends R.S. 22:1006.1(A)(4) and (B) and R.S. 46:460.33; adds R.S. 22:1006.1(C), (D), and (E) and 1651(J))

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