

2022 Regular Session

SENATE BILL NO. 99

BY SENATOR FRED MILLS

HEALTH CARE. Provides relative to permits issued by the Louisiana Board of Pharmacy.
(8/1/22)

1 AN ACT

2 To amend and reenact R.S. 37:1256(B) and the introductory paragraph of R.S. 40:2868(A),
3 relative to permits issued by the Louisiana Board of Pharmacy; to provide for
4 permits issued to pharmacy benefit managers; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 37:1256(B) is hereby amended and reenacted to read as follows:

7 §1256. Louisiana Board of Pharmacy; authority to regulate pharmacy benefit
8 managers

9 * * *

10 B. A pharmacy benefit manager ~~may be but is not required to~~ **shall** be
11 permitted under Part IV of this Chapter if it administers, develops, maintains,
12 performs, or provides one or more pharmacy services in this state or that affects one
13 or more beneficiaries of a pharmacy benefit management plan administered by the
14 pharmacy benefit manager, as set forth in R.S. 40:2868.

15 Section 2. The introductory paragraph of R.S. 40:2868(A) is hereby amended and
16 reenacted to read as follows:

17 §2868. Pharmacy benefit manager; regulation by Board of Pharmacy; requirements

1 for permitting

2 A. A pharmacy benefit manager ~~may~~ **shall** obtain and maintain a permit
3 from the Board of Pharmacy if the pharmacy benefit manager administers, develops,
4 maintains, performs, or provides one or more of the following pharmacy services in
5 this state or that affects one or more beneficiaries of a pharmacy benefit management
6 plan administered by the pharmacy benefit manager:

7 * * *

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Brandi Cannon.

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Present law provides that a pharmacy benefit manager (PBM) may obtain and maintain a permit from the La. Board of Pharmacy if the PBM administers, develops, maintains, performs, or provides one or more enumerated pharmacy services in Louisiana or that affects one or more beneficiaries of a pharmacy benefit management plan administered by the PBM.

Proposed law changes the authorization to obtain a permit to a requirement to obtain the permit.

Effective August 1, 2022.

(Amends R.S. 37:1256(B) and R.S. 40:2868(A) (intro para))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Health and Welfare to the original bill

1. Amends parallel provision in Title 37.
2. Makes technical changes.