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 DIGEST

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SB 281 Reengrossed

2024 Regular Session

Edmonds

Present law provides for definitions regarding pharmacies and pharmacist claims. Proposed law retains present law.

Present law defines "health insurance issuer". Proposed law modifies the definition to include a pharmacy benefit manager and any person acting on behalf of a pharmacy benefit manager.

Otherwise retains present law

Present law provides criteria for entities conducting audits of pharmacy records, claim reviews, and quality assurance reviews.

Proposed law retains present law.

Present law authorizes entities to conduct investigations involving suspected or alleged fraud, willful misrepresentation, or abuse.

Proposed law retains present law but requires entities to conform investigations to rules adopted by the commissioner of insurance (commissioner).

Proposed law requires the commissioner to promulgate rules in accordance with the APA that set forth standards for policies and procedures governing the performance of pharmacy record audits, claim and quality assurance reviews, and fraud or willful misrepresentation audits.

(Amends R.S. 22:1852(7) and 1856.1(B)(intro. para.) and (B)(2)(b) and (G); Adds R.S. 22:1856.1(H))

#### Summary of Amendments Adopted by Senate

##### Committee Amendments Proposed by Senate Committee on Insurance to the original bill

1. Makes technical changes.
2. Changes the definition of a health insurance issuer.

##### Senate Floor Amendments to engrossed bill

1. Requires the commissioner to promulgate rules for pharmacy audit records that meet certain standards.
2. Removes proposed law provisions that authorized the commissioner to take enforcement action.

#### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Insurance to the reengrossed bill:

1. Restore present law provisions (R.S. 22:1856.1(B)(2)(b) and (G)) relative to audits, claim reviews, and quality assurance reviews.

2. Require entities to conform investigations to rules adopted by the commissioner of insurance (commissioner).
3. Require the commissioner to promulgate rules that set forth standards governing the performance of pharmacy record audits, claim and quality assurance reviews, and fraud or willful misrepresentation audits.
4. Make technical changes.