

BILL SUMMARY
2nd Session of the 57th Legislature

Bill No.:	HB2314
Version:	INT
Request Number:	5178
Author:	Rep. Marti
Date:	2/10/2020
Impact:	None

Research Analysis

HB 2314 introduces a number of changes to the Pharmacy Audit Integrity Act and licensure requirements for pharmacy benefit managers (PBMs). These changes include:

- Expanding applicability of the Pharmacy Audit Integrity Act to include additional types of audits,
- Excluding actual invoice costs of dispensing prescriptions from estimates of overpayments by a pharmacy,
- Reducing the number of prescriptions which can be audited on an annual basis from 75 to 50,
- Removing the provision that auditing agencies may withhold funds should a discrepancy greater than \$25,000 be identified,
- Reducing the time period an auditing agency must deliver a final report from 120 to 90 days,
- Requiring applicants for a PBM license to prove that all its contracted pharmacies have been offered identical contracts and auditing standards,
- Making price updates for challenged reimbursement claims, if warranted, retroactive for all PBM-contracted pharmacies, and
- Prohibiting PBMs from placing a drug on a Maximum Allowable Cost (MAC) list unless there are at least two therapeutically equivalent drugs or one generic drug available.

Prepared By: Anna Rouw

Fiscal Analysis

HB 2314, as written, has no fiscal impact to the agency

Prepared By: Stacy Johnson

Other Considerations

None.