

HB 3015 STAFF MEASURE SUMMARY

House Committee On Behavioral Health and Health Care

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Meeting Dates: 1/25

WHAT THE MEASURE DOES:

Prohibits pharmacy benefit manager from recouping all or portion of reimbursement or imposing retroactive fee after adjudication of and payment on claim for reimbursement of prescription drug if recoupment or fee is not in accordance with a contractually required audit or determined at the point of sale.

FISCAL: May have fiscal impact, but no statement yet issued.

REVENUE: May have revenue impact, but no statement yet issued.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Pharmacy benefit managers (PBMs) are companies that help manage prescription drug benefits on behalf of health insurers, self-insured employers, government purchasers, and other payers. PBMs operate in the middle of the prescription drug supply chain, acting as brokers between payers, drug manufacturers, and pharmacies, thereby influencing drug availability, drug pricing, and pharmacy reimbursement. Leveraging volume purchasing, PBMs can negotiate discounts from drug manufacturers (often in the form of rebates) which can help mitigate rising costs of prescription drugs. PBMs are paid for their services using a mix of fees, retained rebates, and other means.

House Bill 3015 would prohibit pharmacy benefit managers from recouping reimbursement or imposing retroactive fees after adjudication of and payment on claims for reimbursement of prescription drugs if recoupment or fee is not in accordance with a contractually required audit or determined at the point of sale.