

Sponsored By: Joint Corporations, Elections & Political
Subdivisions Interim Committee

AN ACT relating to insurance; regulating the provision of pharmacy benefits; requiring licensure of pharmacy benefit managers; establishing a licensing fee; providing definitions; requiring the promulgation of rules; providing requirements for audits conducted by pharmacy benefit managers; providing requirements for drug maximum allowable cost lists; and providing for an effective date.

1/20/2016 Bill Number Assigned
2/5/2016 H Received for Introduction
2/9/2016 H Introduced and Referred to H07 - Corporations 59-0-1-0-0

ROLL CALL

Ayes: Representative(s) Allen, Baker, Baldwin, Barlow, Berger, Blackburn, Blake, Brown, Burkhardt, Byrd, Campbell, Cannady, Clem, Connolly, Dayton, Edmonds, Edwards, Eklund, Esquibel, K., Freeman, Greear, Halverson, Harshman, Harvey, Hunt, Jaggi, Jennings, Kasperik, Kinner, Kirkbride, Kroeker, Krone, Larsen, Laursen, Lindholm, Lockhart, Loucks, Madden, McKim, Miller, Moniz, Nicholas, B., Northrup, Paxton, Pelkey, Petroff, Piiparinen, Pownall, Reeder, Schwartz, Sommers, Steinmetz, Stubson, Throne, Walters, Wilson, Winters, Zwonitzer, Dn., Zwonitzer, Dv.

Excused: Representative Gay

Ayes 59 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

2/11/2016 H07 - Corporations:Recommend Amend and Do Pass 8-0-1-0-0

ROLL CALL

Ayes: Representative(s) Blackburn, Byrd, Edwards, Jennings, Kirkbride, Lindholm, Paxton, Zwonitzer, Dn.

Excused: Representative Gay

Ayes 8 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

2/12/2016 H Placed on General File

HB0035HS001/ADOPTED

Page 4-lines 20 and 21 Delete entirely and insert "claim was adjudicated;"

Page 5-line 1 Delete "Accept" insert "Allow".

Page 5-line 7 Delete "Accept" insert "Allow".

Page 5-line 19 After "audit" insert "provided for in this section".

Page 6-line 4 Delete "entity" insert "person".

Page 6-line 18 Delete "dispensed" insert "received by the patient or the patient's designee".

Page 8-line 17 Delete "disposition of any final" insert "submission of final internal".

Page 8-lines 20 through 23 Delete entirely.

Page 9-lines 1 through 4 Delete entirely and insert:

"(x) Recoupment of any disputed funds or repayment of funds to the pharmacy benefit manager or insurer by the pharmacy, if permitted pursuant to contracts, shall occur, to the extent

demonstrated or documented in the pharmacy audit findings, after final internal disposition of the audit including the appeals process. If the identified discrepancy for an individual audit exceeds fifteen thousand dollars (\$15,000.00), any future payments to the pharmacy may be withheld pending finalization of the audit;".

Page 9-lines 21 through 23 Delete entirely and insert:

"(d) This section shall apply to a contracted pharmacy, or the pharmacy's designee, who holds a contract with a pharmacy benefit manager entered into, renewed or extended on or".

Page 10-line 12 Delete "; or" insert ", or rated "NR" or "NA," or has a similar rating, by a nationally recognized reference;".

Page 10-lines 14 and 15 Delete entirely.

Page 10-line 17 Delete "(A)" insert "(ii)".

Page 10-line 19 Delete "and".

Page 10-line 21 Delete "(B)" insert "(iii)".

Page 11-line 2 Delete "a health benefit plan issuer" insert "an insurer".

Page 11-line 11 Delete "a health benefit plan".

Page 11-line 12 Delete "issuer" insert "an insurer".

Page 12-line 8 Delete "the" insert "a".

Page 12-line 9 Delete "any pharmacy appeals" insert "the pharmacy's appeal".

Page 13-line 9 Delete "rate".

Page 13-line 10 Delete "rate".

Page 13-line 17 After "pharmacy" insert ", or the pharmacy's designee who holds a contract with the pharmacy benefit manager,".

Page 14-line 3 Delete "rate".

Page 14-lines 11 through 15 Delete entirely and insert:

"(h) This section shall apply to a contracted pharmacy, or the pharmacy's designee who holds a contract with a pharmacy benefit manager, entered into, renewed or extended on or after July 1, 2016, and to contracts on and after July 1, 2017.". ZWONITZER, DN., CHAIRMAN

2/16/2016 H COW:Passed

2/17/2016 H 2nd Reading:Passed

2/18/2016 H 3rd Reading:Passed 45-14-1-0-0

ROLL CALL

Ayes: Representative(s) Allen, Baker, Baldwin, Barlow, Berger, Blake, Brown, Byrd, Campbell, Cannady, Connolly, Dayton, Edwards, Eklund, Esquibel, K., Freeman, Greear, Harshman, Harvey, Hunt, Jaggi, Jennings, Kasperik, Kinner, Kirkbride, Krone, Larsen, Lockhart, Madden, Moniz, Nicholas, B., Paxton, Pelkey, Petroff, Piiparinen, Pownall, Schwartz, Sommers, Stubson, Throne, Walters, Wilson, Winters, Zwonitzer, Dn., Zwonitzer, Dv.

Nays: Representative(s) Blackburn, Burkhart, Clem, Edmonds, Halverson, Kroeker, Laursen, Lindholm, Loucks, McKim, Miller, Northrup, Reeder, Steinmetz

Excused: Representative Gay

Ayes 45 **Nays** 14 **Excused** 1 **Absent** 0 **Conflicts** 0

2/19/2016 S Received for Introduction

2/24/2016 S Introduced and Referred to S07 - Corporations

2/25/2016 S07 - Corporations:Recommend Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Case, Hicks, Meier, Pappas, Scott

Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/25/2016 S Placed on General File
2/25/2016 S COW:Passed
2/26/2016 S 2nd Reading:Passed
2/29/2016 S 3rd Reading:Passed 30-0-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Barnard, Bebout, Boner, Burns, Case, Christensen, Coe, Cooper, Craft, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hicks, Johnson, Kinskey, Landen, Meier, Nicholas, P., Pappas, Perkins, Peterson, Ross, Rothfuss, Scott, Von Flatern, Wasserburger

Ayes 30 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/29/2016 Assigned Number HEA No. 0018
2/29/2016 H Speaker Signed HEA No. 0018
3/1/2016 S President Signed HEA No. 0018
3/4/2016 Governor Signed HEA No. 0018
3/7/2016 Assigned Chapter Number

Chapter No. 90 Session Laws of Wyoming 2016