

SENATE COMMITTEE AMENDMENTS

2015 Regular Session

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 163 by Senator Mills

1 AMENDMENT NO. 1

2 On page 1, line 3, after "reimbursement;" and before "to", insert "to require a dispute
3 resolution process; to provide for the provision of implementation costs;"

4 AMENDMENT NO. 2

5 On page 1, delete lines 10 through 12

6 AMENDMENT NO. 3

7 On page 1, line 13, change "(2)" to "(1)"

8 AMENDMENT NO. 4

9 On page 1, line 14, change "(3)" to "(2)"

10 AMENDMENT NO. 5

11 On page 2, line 6, change "(4)" to "(3)"

12 AMENDMENT NO. 6

13 On page 2, delete lines 15 through 29 and insert the following:

14 **"C. Any contract between the department and a managed care**
15 **organization that includes provisions for pharmacy reimbursement shall**
16 **provide for a reimbursement dispute process for local pharmacies.**

17 **(1) Such reimbursement dispute process shall, at a minimum, include the**
18 **following elements:**

19 **(i) Final review authority shall be retained by the department or by a**
20 **party agreed upon by all three of the department, the Louisiana Association of**
21 **Health Plans, and the Louisiana Independent Pharmacies Association.**

22 **(ii) If the dispute results in a finding that reimbursement was**
23 **unreasonable, the managed care organization shall be required to provide the**
24 **pharmacy an increased reimbursement and shall update its maximum allowable**
25 **cost list to reflect the increase.**

26 **(iii) The department shall define reasonableness in relation to the**
27 **contractual rate paid by the department to the managed care organization to**
28 **manage pharmacy services in the medical assistance program.**

29 **(2) The department shall not amend any contract between itself and a**
30 **managed care organization in order to comply with the requirements of this**
31 **Subsection unless such amendment shall not increase the actuarially sound rate**
32 **paid to the managed care organization as of March 1, 2015.**

33 **D. After June 15, 2016, no managed care organization shall pay a local**
34 **pharmacy a per-prescription reimbursement at a rate less than the legacy**
35 **Medicaid rate unless its contract with the department provides for a**
36 **reimbursement dispute process as described in Subsection C of this Section.**

37 **E. The full cost of implementing and performing the provisions of this**
38 **Section shall be the responsibility of the Department of Health and Hospitals**
39 **through a reallocation of existing budget resources of the department and not**
40 **through additional appropriations."**