

MAINE STATE LEGISLATURE

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R.S.

L.D. 1535

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DATE: *May 24, 2001*

(Filing No. S-254)

HEALTH AND HUMAN SERVICES

Reported by:

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**STATE OF MAINE
SENATE
120TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "*A*" to S.P. 471, L.D. 1535, "Resolve, to Allow Medicaid Reimbursement for Certain Drugs Without Requiring Prior Authorization"

Amend the resolve by striking out the title and substituting the following:

'Resolve, to Require Rulemaking Pertaining to Prior Authorization for Prescription Drugs under the Medicaid Program'

Further amend the resolve by striking out everything after the title and before the summary and inserting in its place the following:

'Sec. 1. Rulemaking. Resolved: That, by November 1, 2001, the Department of Human Services is required to adopt rules regarding prior authorization for prescription drugs under the Medicaid program. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A.'

Further amend the bill by inserting at the end before the summary the following:

'FISCAL NOTE

The Bureau of Medical Services within the Department of Human Services will incur some minor additional costs to adopt

COMMITTEE AMENDMENT

2 rules associated with prior authorization for prescription drugs
under the Medicaid program. These costs can be absorbed within
the department's existing budgeted resources.

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6 This estimate assumes that the prior authorization for
prescription drugs program continues to operate during the
rule-making process. The Governor's proposed "current services"
8 budget proposal includes General Fund savings of \$3,127,703 and
\$3,688,086 in fiscal years 2001-02 and 2002-03, respectively,
10 associated with the prior authorization for prescription drugs
program. A delay or discontinuance of this program would result
12 in either a partial or total loss of these savings.'

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16 **SUMMARY**

18 This amendment is the minority report of the Committee on
Health and Human Services. The amendment replaces the resolve
and provides a new title. The amendment requires the Department
20 of Human Services to adopt rules by November 1, 2001 regarding
prior authorization for prescription drugs under the Medicaid
22 program.

24 The amendment also adds a fiscal note to the bill.