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Legislative Document

No. 88

H.P. 97

House of Representatives, January 21, 2003

An Act to Require that Pharmacy Benefit Plan Bids be Solicited from Nonprofit Pharmacy Benefit Managers

Reference to the Committee on Health and Human Services suggested and ordered printed.

Millicent M. Mac Jailand

MILLICENT M. MacFARLAND Clerk

Presented by Representative LEMOINE of Old Orchard Beach. Cosponsored by Senator TREAT of Kennebec and Representatives: KANE of Saco, PINGREE of North Haven, RICHARDSON of Brunswick, Senator: MAYO of Sagadahoc.

Be it enacted by the People of the State of Maine as follows: 2 Sec. 1. 5 MRSA §286-B is enacted to read: 4 <u>§286-B.</u> Pharmacy benefits management 6 If the Bureau of Human Resources, Division of State Employee Health Insurance determines that pharmacy benefits management 8 that is independent of the health benefits carrier or carriers providing health benefits pursuant to section 285 may be 10 advantageous to the state employee health insurance program, the 12 Division of State Employee Health Insurance may require the carrier or carriers to seek bids for pharmacy benefits management services on a contractual basis from an independent nonprofit 14 pharmacy benefits management entity or may seek bids for those services separately from the contract with the health benefits 16 carriers or carrier providing health benefits pursuant to section 18 285. Sec. 2. 22 MRSA §261 is enacted to read: 20 22 §261. Pharmacy benefits management 24 If the department determines that pharmacy benefits management may be advantageous to a health or pharmacy benefits program administered by the department under this Title, the 26 department shall seek bids for pharmacy benefits management 28 services on a contractual basis from a nonprofit pharmacy benefits management entity. 30 **SUMMARY** 32 34 This bill would, under certain circumstances, require the Department of Administrative and Financial Services, Bureau of Human Resources, Division of State Employee Health Insurance and 36 the Department of Human Services to seek bids on pharmacy benefits management services from a nonprofit pharmacy benefits 38 management entity for the state employee health insurance program and for a health or pharmacy benefits program administered by the 40 State.