

MAINE STATE LEGISLATURE

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SMG
5/25/11

Date: 5/25/11

L.D. 1485
(Filing No. H-349)

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HEALTH AND HUMAN SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
125TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1092, L.D. 1485, Bill, "An Act To Promote Transparency in the Medicaid Reimbursement Process"

Amend the bill in section 1 in §2687 by striking out all of subsection 1 (page 1, lines 6 to 15 in L.D.) and inserting the following:

'1. Comment period. The Department of Health and Human Services, office of MaineCare services shall establish a 17-day written comment period on any proposed change to the state maximum allowable cost list if the change results in a reduction in payment to pharmacies. The written comment period must be held in compliance with the Maine Administrative Procedure Act. A change in the maximum allowable cost list that will result in a reduction in payment to pharmacies may not take effect for at least 30 days and not until 30 days after the office of MaineCare services has completed its response to any written comments. For the purposes of this section, "maximum allowable cost list" means a list of prescription drugs that bases reimbursement on the cost of the generic product.'

SUMMARY

This amendment shortens the written comment period on proposed changes to the state maximum allowable cost list that will result in reductions in payments to pharmacies from 60 days, as in the bill, to 17 days. It changes the provision of the bill that prohibits such a change from taking effect until 90 days after the Department of Health and Human Services has completed its response to written comments to provide that such a change may not take effect for at least 30 days and not until 30 days after the department has completed its response.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



125th MAINE LEGISLATURE

LD 1485

LR 2085(02)

0078

An Act To Promote Transparency in the Medicaid Reimbursement Process

Fiscal Note for Bill as Amended by Committee Amendment "A"
Committee: Health and Human Services
Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Any additional costs to the Department of Health and Human Service can be absorbed utilizing existing budgeted resources.