

The National Council of Insurance Legislators (NCOIL) Health, Long-Term Care & Health Retirement Issues committee is drafting model PBM regulation legislation for states to consider. **Legislators from your state are members of this crucial committee so please contact them and urge that they support the strongest possible PBM reform bill** since the PBMs are lobbying aggressively to severely water down the language.

Use the sample email below to tell your state legislators on the committee that the model bill must do much more than simply suggest to states to license PBMs. **IT MUST** provide more guidance to states by providing comprehensive policies that protect patients, pharmacies, and payers from PBMs' abusive practices.

At a minimum the model bill must include provisions that:

- Prohibit PBMs from implementing arbitrary network participation conditions that prevent patients from accessing the community pharmacies they trust.
- Prohibit PBMs from retroactively reducing pharmacy reimbursement amounts for services that have been properly rendered to patients.
- Prohibit PBMs from using anticompetitive, self-dealing practices that give PBM-owned pharmacies an improper advantage over other pharmacies at the payers' expense.
- Allow the Insurance Commissioner the necessary authority to enforce the bill's protections.

The committee will be meeting Dec. 6-8 in Oklahoma City to consider and possibly vote on a final model bill. Make sure your legislator hears from you, your employees, and your patients that they **MUST ADOPT** a strong model.

Thank you for your action on this crucial matter.

Sample Message

Subject: Please Support Strong Model PBM Legislation

Dear:

As a community pharmacy owner, I have daily reminders of the impact PBMs have on my patients and my pharmacy. From filling prescriptions below cost to constant phone calls to obtain prior authorizations to dispense needed medications to my patients, PBMs play an outsized role in the marketplace.

I was heartened to hear that the National Council of Insurance Legislators (NCOIL) Health, Long-Term Care & Health Retirement Issues committee is working on model PBM regulation legislation for states to consider. As your constituent, I urge you to support strong PBM reform language in the model bill that provides clear guidance to states by providing comprehensive policies that protect patients, pharmacies, and payers from PBMs' abusive practices.

At a minimum, I urge you to support provisions in the model bill that:

- Prohibit PBMs from implementing arbitrary network participation conditions that prevent patients from accessing the community pharmacies they trust.

- Prohibit PBMs from retroactively reducing pharmacy reimbursement amounts for services that have been properly rendered to patients.
- Prohibit PBMs from using anticompetitive, self-dealing practices that give PBM-owned pharmacies an improper advantage over other pharmacies at the payers' expense.
- Allow the Insurance Commissioner the necessary authority to enforce the bill's protections.

These are common sense regulations that will help ensure PBMs don't use their outsized role to limit patient choice of pharmacy or use their position to profit at the expense of taxpayers and community pharmacies.

Thank you for considering my views and for your service to our community.

Sincerely,