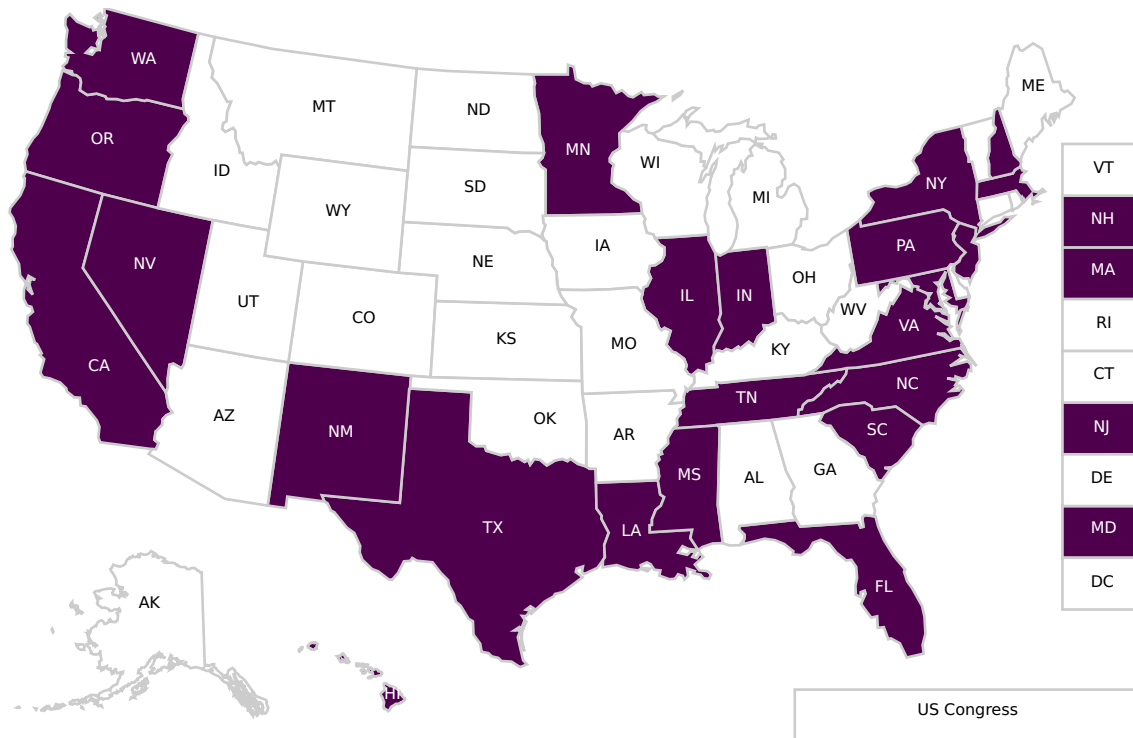


2019 Medicaid Reform Legislation

Last Updated: May 24, 2019

Bills by State



Medicaid Reform

Medicaid Reform (55)

State	Bill Number	Last Action	Status
CA	SB 446	May 16 Hearing Held In Committee And Under Submission 2019 05 16	In Senate

Primary Sponsors
Jeff Stone

Bill Summary: Last edited by Allie Jo Shipman at Mar 8, 2019, 1:41 AM
This bill provides that hypertension medication management services are a covered pharmacist service under the Medi-Cal program, as specified.

Labels: Compensation for Services

State	Bill Number	Last Action	Status
CA	SB 642	Re Referred To Com On Health 2019 04 24	In Senate

Primary Sponsors
Jeff Stone

State	Bill Number	Last Action	Status
FL	HB 5009	Died In Governmental Oversight And Accountability 2019 05 03	Failed

Primary Sponsors
M.L. Magar, House Committee on Appropriations

State	Bill Number	Last Action	Status
HI	HB 116	Received Notice Of Passage On Final Reading In House Hse Com No 883 2019 05 02	Passed Senate

Primary Sponsors
Sylvia Luke

State	Bill Number	Last Action	Status
IL	HB 1442	Rule 19 A Re Referred To Rules Committee 2019 04 12	In House

Primary Sponsors
Michelle Mussman

Bill Summary: Last edited by Allie Jo Shipman at Feb 6, 2019, 5:30 PM
This bill changes the definition of the practice of pharmacy to allow a pharmacist to dispense a 12-month supply of hormonal contraceptives to a patient pursuant to a standing order. It also requires pharmacists to complete an ACPE-accredited training program prior to dispensing under the standing order. This bill requires certain health insurance plans to provide coverage for patient care services provided by a pharmacist for hormonal contraceptives assessment and consultation. It requires the state Medicaid program (both FFS and managed care) to cover these services at a rate of reimbursement of 85% of the physician fee schedule.

Labels: [Birth Control](#) [Compensation for Services](#)
[Scope of Practice](#)

State	Bill Number	Last Action	Status
IL	HB 3811	Referred To Rules Committee 2019 03 19	In House

Primary Sponsors
Mark Batinick

Bill Summary: Last edited by Allie Jo Shipman at Mar 21, 2019, 11:59 AM
This bill provides that a pharmacist may dispense a 12-month supply of hormonal contraceptives to a patient who is age 17 or older pursuant to a standing order. It also requires a group or individual policy of accident and health insurance or managed care plan to provide coverage for patient care services for hormonal contraceptives provided by a pharmacist.

Labels: [Birth Control](#) [Compensation for Services](#)
[Scope of Practice](#)

State	Bill Number	Last Action	Status
IN	HB 1249	First Reading Referred To Committee On Public Health 2019 01 10	Failed sine die

Primary Sponsors
Steve Davisson

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 3:59 PM
This bill would carve Medicaid prescription drug benefits out of managed care and require them to be administered by the state under fee-for-service.

Labels: [Medicaid Carve-Out](#)

State	Bill Number	Last Action	Status
LA	HB 557	Read By Title Under The Rules Referred To The Committee On Insurance 2019 04 08	In House

Primary Sponsors
Bernard LeBas

State	Bill Number	Last Action	Status
LA	SB 48	Title Of Substitute Read And Adopted Becomes Senate Bill No 239 2019 05 02	In Senate

Primary Sponsors
T-Fred Mills

State	Bill Number	Last Action	Status
LA	SB 239	Read By Title Passed To 3rd Reading 2019 05 23	In House

Primary Sponsors
T-Fred Mills

State	Bill Number	Last Action	Status
MA	H 3551	Hearing Scheduled For 04 11 2019 From 01 00 Pm 04 00 Pm In A 1 2019 04 04	In House

State	Bill Number	Last Action	Status
MA	H 3800	Read Third 2019 04 22	In House

Primary Sponsors

House Committee on Ways and Means

State	Bill Number	Last Action	Status
MA	H 3801	Reported From The Committee On Senate Ways And Means 2019 05 21	In Senate

State	Bill Number	Last Action	Status
MA	HD 1	Reported In Part By H 3800 2019 04 10	In House

Primary Sponsors

Charles D. Baker

State	Bill Number	Last Action	Status
MD	HB 589	Approved By The Governor Chapter 534 2019 05 13	Enacted

Primary Sponsors

Erek Barron

Bill Summary: Last edited by Allie Jo Shipman at May 20, 2019, 1:16 PM
This bill requires the Maryland Medical Assistance Program to do an independent audit of the PBMs in Medicaid managed care.

State	Bill Number	Last Action	Status
MD	HB 1324	First Reading House Rules And Executive Nominations 2019 02 15	Failed sine die

Primary Sponsors

Erek Barron

Bill Summary: Last edited by Allie Jo Shipman at Feb 21, 2019, 2:35 PM
This bill would create a prescription drug reimbursement floor in Medicaid managed care of NADAC plus the Medicaid fee-for-service defined dispensing fee.

Labels: Medicaid Reimbursement Floor

State	Bill Number	Last Action	Status
MD	SB 497	Unfavorable Report By Education Health And Environmental Affairs 2019 03 11	Failed sine die

Primary Sponsors

Antonio Hayes

Bill Summary: Last edited by Allie Jo Shipman at Feb 6, 2019, 9:21 PM
This bill modifies the definition of "practice of pharmacy" to include prescribing and dispensing medications as an aid for tobacco use cessation. It also requires Maryland Medical Assistance Programs to provide coverage for pharmacist services rendered under this section to the same extent as services rendered by any other licensed health care practitioner.

Labels: Compensation for Services Scope of Practice

Tobacco Cessation

State	Bill Number	Last Action	Status
MD	SB 1039	Unfavorable Report By Finance Withdrawn 2019 03 20	Failed sine die

Primary Sponsors
Ed Reilly

Labels: Medicaid Reimbursement Floor NADAC+

State	Bill Number	Last Action	Status
MN	HF 2414	Senate Conferees Benson Abeler Utke Jensen Marty 2019 05 01	Passed Senate

Primary Sponsors
Tina Liebling, Diane Loeffler, Jennifer Schultz

State	Bill Number	Last Action	Status
MN	HF 2791	Referred By Chair To Health And Human Services Finance Division 2019 04 01	In House

Primary Sponsors
Kelly Morrison, Dave Baker

State	Bill Number	Last Action	Status
MN	SF 1778	Referred To Health And Human Services Finance And Policy 2019 02 27	In Senate

Primary Sponsors
Michelle Benson

State	Bill Number	Last Action	Status
MN	SF 2302	Comm Report To Pass As Amended And Re Refer To Health And Human Services Finance And Policy 2019 04 03	In Senate

Primary Sponsors
John Marty

Labels: NADAC+

State	Bill Number	Last Action	Status
MN	SF 2452	Rule 45 Amend Subst General Orders Hf 2414 2019 04 29	In Senate

Primary Sponsors
Michelle Benson, Jim Abeler

State	Bill Number	Last Action	Status
MN	SF 2767	Referred To Health And Human Services Finance And Policy 2019 04 01	In Senate

Primary Sponsors

Mark Koran, Chris Eaton

State	Bill Number	Last Action	Status
MS	HB 335	Died In Committee 2019 02 05	Failed

Primary Sponsors

Becky Currie

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 4:12 PM
This bill would carve Medicaid prescription drug benefits out of managed care and require them to be administered by the state under fee-for-service

Labels: [Medicaid Carve-Out](#)

State	Bill Number	Last Action	Status
NC	HB 588	Ref To The Com On Finance If Favorable Appropriations If Favorable Rules Calendar And Operations Of The House 2019 04 04	In House

Primary Sponsors

Donny Lambeth, Jason Saine, Chuck McGrady, Johnson

State	Bill Number	Last Action	Status
NC	SB 452	Re Ref Com On Appropriations Base Budget 2019 04 03	In Senate

Primary Sponsors

Harry Brown, Kathy Harrington, Brent Jackson

State	Bill Number	Last Action	Status
NH	HB 659	Inexpedient To Legislate Ma Vv 03 19 2019 Hj 10 P 14 2019 03 19	Failed

Primary Sponsors

Ed Butler

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 4:17 PM
This bill requires health carriers to annually report specific data to the insurance commissioner. This data includes spread pricing, drug rebates, and PBM administrative fees.

Labels: [Transparency and Disclosure](#)

State	Bill Number	Last Action	Status
NJ	A 2590	Introduced Referred To Assembly Health And Senior Services Committee 2018 02 01	In Assembly

Primary Sponsors
Raj Mukherji

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 4:35 PM
This bill is an "any willing pharmacy" bill that requires Medicaid managed care organizations to allow all pharmacies in the state to fill for all covered medications if they accept the terms and conditions of the MCO. The Senate companion to this bill is S 961.

Labels: Patient Protections

State	Bill Number	Last Action	Status
NJ	S 961	Introduced In The Senate Referred To Senate Health Human Services And Senior Citizens Committee 2018 01 16	In Senate

Primary Sponsors
Joe Vitale, Vin Gopal

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 4:35 PM
This bill is an "any willing pharmacy" bill that requires Medicaid managed care organizations to allow all pharmacies in the state to fill for all covered medications if they accept the terms and conditions of the MCO. The Assembly companion to this bill is A 2590.

Labels: Patient Protections

State	Bill Number	Last Action	Status
NM	SB 184	Action Postponed Indefinitely 2019 02 08	Failed

Primary Sponsors
Jerry Ortiz y Pino

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 4:37 PM
This bill would carve Medicaid prescription drug benefits out of managed care and require them to be administered by the state under fee-for-service.

Labels: Medicaid Carve-Out

State	Bill Number	Last Action	Status
NV	SB 283	From Printer To Re Engrossment Re Engrossed Second Reprint To Committee Exemption Effective 2019 04 19	In Senate

Primary Sponsors
Yvanna Cancela, Pat Spearman, Julia Ratti

State	Bill Number	Last Action	Status
NY	A 2007	Substitute S 1507 Action Signed Chap 57 2019 04 12	Enacted

Primary Sponsors

Joint 2016 General Budget Conference Committee

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 4:54 PM
This bill limits payments to PBMs to the actual ingredient cost, a dispensing fee, and an administrative fee per claim in managed care. It prohibits PBM spread pricing in managed care and requires the PBM to report all sources of income to the health care plan, including rebates. This bill also requires PBMs to be licensed by the superintendent of insurance and to submit annual reports to the superintendent, and it provides additional oversight authority to the superintendent. The Senate companion to this bill is S 1507. (Budget Bill)

Labels: [Registration/Licensure](#) [Transparency and Disclosure](#)

State	Bill Number	Last Action	Status
NY	A 7196	Referred To Consumer Affairs And Protection 2019 04 12	In Assembly

Primary Sponsors

Michael DenDekker

State	Bill Number	Last Action	Status
NY	S 1507	Signed Chap 57 2019 04 12	Enacted

Primary Sponsors

Senate Committee on Budget and Revenues

Bill Summary: Last edited by Allie Jo Shipman at May 20, 2019, 1:02 PM
This bill limits payments to PBMs to the actual ingredient cost, a dispensing fee, and an administrative fee per claim in managed care. It prohibits PBM spread pricing in managed care and requires the PBM to report all sources of income to the health care plan, including rebates. This bill also requires PBMs to be licensed by the superintendent of insurance and to submit annual reports to the superintendent, and it provides additional oversight authority to the superintendent. (Budget Bill)

Labels: [Registration/Licensure](#) [Transparency and Disclosure](#)

State	Bill Number	Last Action	Status
NY	S 5169	Referred To Consumer Protection 2019 04 12	In Senate

Primary Sponsors

Alessandra Biaggi

State	Bill Number	Last Action	Status
OR	HB 2679	Referred To Ways And Means By Order Of Speaker 2019 04 11	In House

State OR	Bill Number HB 3093	Last Action Referred To Health Care With Subsequent Referral To Ways And Means 2019 03 01	Status In House
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State OR	Bill Number SB 872	Last Action Referred To Ways And Means By Order Of The President 2019 03 29	Status In Senate
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State PA	Bill Number HB 941	Last Action Referred To Health 2019 05 07	Status In House
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Primary Sponsors
Doyle Heffley

State PA	Bill Number SB 604	Last Action Referred To Education 2019 04 30	Status In Senate
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State PA	Bill Number SB 639	Last Action Referred To Banking And Insurance 2019 05 13	Status In Senate
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State SC	Bill Number H 3844	Last Action Member S Request Name Added As Sponsor Rose 2019 03 11	Status In House
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Primary Sponsors
Todd Rutherford

Bill Summary: Last edited by Allie Jo Shipman at Feb 7, 2019, 8:49 PM
This bill allows pharmacists to dispense a self-administered hormonal contraceptive or administer an injectable hormonal contraceptive pursuant to a standing order to a patient over the age of 18 or under 18 who has evidence of a previous prescription from a practitioner for a self-administered or injectable hormonal contraceptive. This bill also states that pharmacist services are a benefit under the state Medicaid program and requires the department to establish a fee schedule for the aforementioned pharmacist services at a reimbursement rate of 70% of the fee schedule for physician services. The Senate companion bill is S 448.

Labels: Birth Control Compensation for Services
Scope of Practice

State	Bill Number	Last Action	Status
TN	HB 1179	Taken Off Notice For Cal In S C Life Health Insurance Subcommittee Of Insurance Committee 2019 04 03	Failed sine die

Primary Sponsors
Bryan Terry

Bill Summary: Last edited by Allie Jo Shipman at Feb 7, 2019, 8:25 PM
This bill would effectively carve Medicaid prescription drug benefits out of managed care and require them to be administered by the state under fee-for-service. The Senate companion bill is S 987.

Labels: Medicaid Carve-Out

State	Bill Number	Last Action	Status
TN	SB 650	Companion House Bill Substituted 2019 05 01	Failed sine die

Primary Sponsors
Shane Reeves

Bill Summary: Last edited by Allie Jo Shipman at Feb 6, 2019, 3:21 PM
This bill amends provisions related to fair pharmacy audits to clarify that clerical errors are not prima facie evidence of fraud and to prohibit recoupment for the cost of the drug or dispensed product except in certain circumstances. This bill also prohibits claims adjudication fees unless apparent and assessed at the time of claims processing; prohibits contract terms requiring a pharmacist to dispense a drug to a patient; prohibits a PBM from notifying patients of the removal of a pharmacy from a network prior to notifying the pharmacy; and mandates PBMs notify network pharmacies of material changes to contract provisions at least 30 days prior to the effective date. This bill requires the state comptroller to perform an annual audit of PBMs providing services funded by the state. It also requires contract terms between PBMs and pharmacies to be mutually agreed upon; prohibits false or misleading advertisements or representation by PBMs; prohibits PBMs from failing to make payments to pharmacies removed from a network if services by the pharmacy were properly rendered; prohibits PBMs from reimbursing non-affiliated pharmacies less than it reimburses itself or affiliated pharmacies; and prohibits PBMs from designating a drug as a specialty drug based solely on cost.

Labels: Fair Pharmacy Audits Patient Protections
Transparency and Disclosure

State	Bill Number	Last Action	Status
TN	SB 987	Assigned To General Subcommittee Of Senate Commerce And Labor Committee 2019 04 02	Failed sine die

Primary Sponsors
Shane Reeves

Bill Summary: Last edited by Allie Jo Shipman at Feb 7, 2019, 8:25 PM
This bill would effectively carve Medicaid prescription drug benefits out of managed care and require them to be administered by the state under fee-for-service. The House companion bill is HB 1179.

Labels: Medicaid Carve-Out

State	Bill Number	Last Action	Status
TX	HB 3388	Senate Amendments Analysis Distributed 2019 05 23	Passed Senate

Primary Sponsors

J.D. Sheffield, Greg Bonnen, Four Price, Cole Hefner, Richard Raymond, Lois Kolkhorst

Labels: [Medicaid Carve-Out](#) [Patient Protections](#)

State	Bill Number	Last Action	Status
TX	HB 3401	Withdrawn From Schedule 2019 04 03	In House

Primary Sponsors

Richard Raymond

Labels: [Medicaid Carve-Out](#) [Patient Protections](#)

State	Bill Number	Last Action	Status
TX	HB 3441	Sent To The Governor 2019 05 16	Passed Senate

Primary Sponsors

Eddie Lucio, Charles Schwertner

Bill Summary: Last edited by Allie Jo Shipman at Mar 8, 2019, 1:03 AM
This bill prohibits an insurer from denying reimbursement to a pharmacist for the provision of a service or procedure within the pharmacist's scope of practice if the service is covered by the insurer when provided by a physician, advanced practice nurse, or physician's assistant.

Labels: [Compensation for Services](#)

State	Bill Number	Last Action	Status
TX	SB 2262	Referred To Finance 2019 03 21	In Senate

Primary Sponsors

Lois Kolkhorst

Labels: [Medicaid Carve-Out](#)

State	Bill Number	Last Action	Status
TX	SB 2267	Referred To Finance 2019 03 21	In Senate

Primary Sponsors

Lois Kolkhorst

Labels: [Medicaid Carve-Out](#)

State	Bill Number	Last Action	Status
VA	HB 1700	Governor Acts Of Assembly Chapter Text Chap 0854 2019 05 02	Enacted

Primary Sponsors
Chris Jones

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 5:10 PM
This bill requires Medicaid managed care organizations to provide quarterly reports to the state related to pharmacy claims. It requires claims-level data on drug cost reimbursement, dispensing fees, copayments, and the amount charged to the plan sponsor (state). It also requires an itemization of all administrative fees, rebates, and processing charges associated with each claim. This bill also requires third party administrators for state employee health plans to provide similar information to state employees through an explanation of benefits and to provide aggregate data to the state related to the differences in amounts paid to pharmacies by the PBM, charged to the TPA by the PBM, and charged to the state by the TPA. (Budget Bill)

Labels: [Transparency and Disclosure](#)

State	Bill Number	Last Action	Status
VA	HB 2516	House Left In Commerce And Labor 2019 02 05	Failed

Primary Sponsors
Keith Hodges

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 5:19 PM
This bill requires health insurance issuers to apply any price spread by a PBM as an administrative cost and not a health benefit for the purposes of calculating the anticipated loss ratio. It allows only the amount paid to the pharmacy to be counted as a health benefit.

Labels: [MLR](#) [Transparency and Disclosure](#)

State	Bill Number	Last Action	Status
WA	HB 1108	None	

Primary Sponsors
Timm Ormsby

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 5:23 PM
This bill requires managed care organizations to report prescription drug-specific information to the state, including the actual amounts paid to pharmacies for dispensed drugs, the cost invoiced to the health plan (state), and individual rebates collected for prescription drugs dispensed. It also requires managed care organizations to use a state-established preferred drug list (PDL). The Senate companion bill is S 5154. (Budget Bill)

Labels: [Transparency and Disclosure](#)

State

WA

Bill Number

SB 5154

Last Action

None

Status

Primary Sponsors

Christine Rolfes

Bill Summary: Last edited by Allie Jo Shipman at Feb 1, 2019, 5:24 PM
This bill requires managed care organizations to report prescription drug-specific information to the state, including the actual amounts paid to pharmacies for dispensed drugs, the cost invoiced to the health plan (state), and individual rebates collected for prescription drugs dispensed. It also requires managed care organizations to use a state-established preferred drug list (PDL). The House companion bill is HB 1108. (Budget Bill)

Labels: [Transparency and Disclosure](#)

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