
A BILL FOR AN ACT

RELATING TO PHARMACY BENEFIT MANAGERS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 328, Hawaii Revised Statutes, is
2 amended by adding a new section to part VI to be appropriately
3 designated and to read as follows:

4 "§328- Pharmacy benefit manager; maximum allowable
5 cost. (a) Before a pharmacy benefit manager may place a drug
6 on a maximum allowable cost list, the pharmacy benefit manager
7 shall find that the drug is available for purchase by pharmacies
8 in this State from a national or regional wholesaler at a unit
9 price at or below the maximum allowable cost price to be
10 established by the pharmacy benefit manager.

11 (b) If a drug that has been placed on a maximum allowable
12 cost list no longer meets the requirements of subsection (a),
13 the pharmacy benefit manager shall remove the drug from the
14 maximum allowable cost list within five business days after the
15 date that the pharmacy benefit manager becomes aware that the
16 drug no longer meets the requirements of subsection (a)."



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1 SECTION 2. Section 328-91, Hawaii Revised Statutes, is
 2 amended by adding three new definitions to be appropriately
 3 inserted and to read as follows:

4 "Maximum allowable cost" means the maximum amount that a
 5 pharmacy benefit manager will reimburse a pharmacy for the cost
 6 of a drug.

7 "Maximum allowable cost list" means a list of drugs for
 8 which a maximum allowable cost has been established by a
 9 pharmacy benefit manager.

10 "Pharmacy benefit manager" shall have the meaning as
 11 ascribed to it in section 487J-1."

12 SECTION 3. This Act does not affect rights and duties that
 13 matured, penalties that were incurred, and proceedings that were
 14 begun before its effective date.

15 SECTION 4. New statutory material is underscored.

16 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY:

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~~*[Signature]*~~

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JAN 22 2015



H.B. NO. 252

Report Title:

Pharmacy Benefit Manager; Maximum Allowable Cost

Description:

Authorizes a pharmacy benefit manager to establish a maximum reimbursement amount for a drug if the drug is available in the State at a unit price at or below that amount.

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