

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Health & Human Services.

HB25-1094 be amended as follows:

1 Amend printed bill, page 3, after line 7 insert:

2 "(b) IF A PBM, WHICH MAY BE A PARENT OR SUBSIDIARY ENTITY
3 TO OR OTHERWISE INTEGRATED WITH AN INSURANCE CARRIER THAT
4 OFFERS A HEALTH BENEFIT PLAN, INADVERTENTLY COLLECTS INCOME
5 DERIVED FROM SOURCES PROHIBITED BY SUBSECTION (2)(a)(I) OF THIS
6 SECTION, THE PBM SHALL PASS THE INCOME THROUGH TO THE HEALTH
7 BENEFIT PLAN BENEFICIARIES.

8 (c) A PBM MUST BE REIMBURSED BY A HEALTH BENEFIT PLAN FOR
9 LOWERING AGGREGATED PRESCRIPTION DRUG SPENDING FOR THE PLAN
10 OVER A GIVEN PERIOD OF TIME. A PBM MUST ALSO BE REIMBURSED FOR
11 THE DIRECT SERVICES THE PBM PROVIDES TO THE HEALTH BENEFIT
12 PLAN."

13 Reletter succeeding paragraph accordingly.

14 Page 3, line 11, strike "(3) (a)" and substitute "(3)".

15 Page 3, strike lines 15 through 17 and substitute "PRESCRIPTION DRUG
16 INGREDIENTS AND A REASONABLE AND ADEQUATE DISPENSING FEE. IF THE
17 NATIONAL AVERAGE DRUG ACQUISITION COST IS NOT".

18 Page 3, strike lines 21 through 24.

19 Page 4, line 18, strike "January 1, 2026;" and substitute "January 1,
20 2027;".

21 Page 4, line 24, after "effect" insert "January 1, 2027, or".

22 Page 4, line 25, strike "governor." and substitute "governor, whichever is
23 later."

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