

## HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Jodeh

- 1 Amend printed bill, page 4, line 5, strike "CARRIER," and substitute
- 2 "CARRIER IN THE INDIVIDUAL MARKET,".
- 3 Page 4, line 12, after "PLAN" insert "ON THE INDIVIDUAL MARKET".
- 4 Page 4, line 23, strike "OR".
- 5 Page 5, line 3, after "DRUG" insert "OR BIOSIMILAR DRUG".
- 6 Page 5, line 7, after "DRUG" insert "OR BIOSIMILAR DRUG".
- 7 Page 5, line 10, strike "MOVED." and substitute "MOVED; OR
  - 8 (c) REMOVE A PRESCRIPTION DRUG FROM THE PRESCRIPTION DRUG
  - 9 FORMULARY OR LIST OF COVERED DRUGS, OR MOVE A PRESCRIPTION DRUG
  - 10 TO A HIGHER COST SHARING TIER, WITH ADVANCE NOTICE TO A COVERED
  - 11 PERSON AND THE COVERED PERSON'S PROVIDER, IF:
    - 12 (I) THE PRESCRIPTION DRUG HAS A WHOLESALE ACQUISITION COST
    - 13 GREATER THAN FIVE HUNDRED DOLLARS AT THE START OF THE BENEFIT
    - 14 YEAR AND THE CARRIER'S NET COST INCREASES BY FIFTEEN PERCENT OR
    - 15 MORE DURING THAT BENEFIT YEAR; AND
    - 16 (II) THE PRESCRIPTION DRUG WILL BE REPLACED ON THE
    - 17 FORMULARY WITH A THERAPEUTICALLY EQUIVALENT GENERIC OR
    - 18 MULTI-SOURCE BRAND NAME DRUG, AN INTERCHANGEABLE BIOLOGIC, OR
    - 19 BIOSIMILAR DRUG AT A LOWER COST TO THE ENROLLEE.
  - 20 (d) PRIOR TO REMOVING A DRUG FROM A FORMULARY PURSUANT
  - 21 TO THIS SECTION, THE CARRIER MUST ATTEST AND DEMONSTRATE TO THE
  - 22 DIVISION, IN A FORM AND MANNER DETERMINED BY THE COMMISSIONER BY
  - 23 RULE, THAT IT HAS COMPLIED WITH THE REQUIREMENTS OF THIS SECTION
  - 24 AND HAS PROVIDED ADVANCED NOTICE TO ITS ENROLLEES.".

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