

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVES Lontine and Rich

1 Amend the Health & Insurance Committee report, dated April 21, 2021,
2 page 1, after line 4 insert:

3 "Page 6 of the printed bill, line 12, strike "TECHNOLOGY".

4 Page 6 of the bill, strike line 13 and substitute "DEPARTMENT SHALL
5 ENSURE THAT THE TECHNOLOGY PLATFORM POSSESSES, AT A MINIMUM,
6 THE CAPACITY TO:". .

7 Page 6 of the bill, strike line 19 and substitute "CERTIFICATION OR
8 SUCCESSOR INFORMATION TECHNOLOGY SECURITY CERTIFICATIONS, AS
9 IDENTIFIED BY THE OFFICE OF INFORMATION TECHNOLOGY;". .

10 Page 1 of the committee report, after line 6 insert:

11 "Page 8 of the bill, line 22, strike "(7)(a)" and substitute "(6)(a)". .

12 Page 1 of the committee report, after line 11 add:

13 "Page 12 of the bill, after line 3 insert:

14 "(11) NOTWITHSTANDING SECTION 24-50-1204 (1), THE
15 DEPARTMENT MAY ELECT TO VACATE THE OUTCOME OF A PBM REVERSE
16 AUCTION IF THE LOWEST COST PBM BID IS NOT LESS THAN THE PROJECTED
17 COST TREND FOR THE INCUMBENT PBM CONTRACT AS VERIFIED BY THE
18 DEPARTMENT. THE DEPARTMENT MAY UTILIZE A CONSULTANT TO MAKE
19 THE VERIFICATION. THE COST TREND SHALL BE PROJECTED BY THE
20 TECHNOLOGY PLATFORM OPERATOR USING INDUSTRY-RECOGNIZED DATA
21 SOURCES AND IS SUBJECT TO REVIEW AND APPROVAL BY THE DEPARTMENT
22 IN ADVANCE OF THE REVERSE AUCTION. METHODOLOGY MUST BE APPLIED
23 CONSISTENTLY IN PROJECTION OF COST AND SAVINGS TO THE STATE WITH
24 REGARD TO THE INCUMBENT PBM CONTRACT AND COMPETING PBM
25 REVERSE AUCTION BIDS.". .

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