

House Bill 358

By: Representatives Stephens of the 164th, Carter of the 159th, Parrish of the 156th, Graves of the 137th, Channell of the 116th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated,
2 relating to medical assistance generally, so as to provide that any contract between the
3 Department of Community Health and a care management organization require refund of
4 prescription drug rebates; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to
8 medical assistance generally, is amended by striking Code Section 49-4-152.4, relating to
9 department contracts to require refund of prescription drug rebates, and inserting in lieu
10 thereof the following:

11 "49-4-152.4.

12 The department shall provide that any department contract with a provider of medical
13 assistance or with a care management organization that has been granted a certificate of
14 authority pursuant to Chapter 21 of Title 33 which is renewed or executed on or after July
15 1, 1997, shall require a refund to the department of any prescription drug rebate, as
16 established in this article or in federal law in Section 1927 of Title XIX of the Social
17 Security Act, as amended, obtained by the provider or care management organization for
18 prescription drugs furnished to recipients of medical assistance pursuant to that contract."

19 style="text-align:center">**SECTION 2.**

20 All laws and parts of laws in conflict with this Act are repealed.