

ADOPTED

Senators Martin of the 9th and Burke of the 11th offered the following amendment:

Amend the Senate Committee on Insurance and Labor substitute to SB 313 (LC 33 8317S) by striking lines 309 and 310 and inserting in lieu thereof the following:

(b) A pharmacy benefits manager shall offer a health plan the ability to receive 100 percent of all rebates it receives from pharmaceutical manufacturers. In addition, a pharmacy benefits manager

By striking line 312 and inserting in lieu thereof the following:

plan and the department the aggregate amount of all rebates and other payments that the pharmacy benefits

By striking lines 317 and 318 and inserting in lieu thereof the following:

(c) A pharmacy benefits manager shall offer a health plan the option of charging such health plan the same price for a prescription drug as it pays a pharmacy for the prescription drug.

(d) A pharmacy benefits manager shall report in the aggregate to the health plan and the department the difference between the amount the pharmacy benefits manager reimbursed a pharmacy and the amount the pharmacy benefits manager charged a health plan. Such information shall be confidential and shall not be subject to Article 4 of Chapter 18 of Title 50, relating to open records; provided, however, that such information as it relates to health plans administered by or through the Department of Community Health, including Medicaid care management organizations, or any other state agency shall not be confidential and shall be subject to disclosure under Article 4 of Chapter 18 of Title 50.

By striking "(d)" on line 319 and inserting in lieu thereof "(e)".

By striking "(e)" on line 324 and inserting in lieu thereof "(f)".