

House Bill 1591

By: Representatives Stephens of the 164<sup>th</sup>, Hatchett of the 150<sup>th</sup>, and Knight of the 130<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 16-14-3 of the Official Code of Georgia Annotated, relating to  
2 definitions related to racketeer influenced and corrupt organizations, so as to include certain  
3 insurance claim practices as a racketeering activity; to provide for related matters; to repeal  
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 16-14-3 of the Official Code of Georgia Annotated, relating to definitions  
8 related to racketeer influenced and corrupt organizations, is amended by adding a new  
9 subparagraph to paragraph (5) to read as follows:

10 "(D) 'Racketeering activity' shall also mean the assessment of a retroactive fee or  
11 clawback by a pharmacy benefits manager, pharmacy services administrative  
12 organization, or insurance company on a pharmacy after a claim has been adjudicated,  
13 other than for fraud."

14 **SECTION 2.**

15 All laws and parts of laws in conflict with this Act are repealed.

H. B. 1591