

Senate Bill 416

By: Senators Carter of the 1st, Bethel of the 54th and Golden of the 8th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 64 of Title 33 of the Official Code of Georgia Annotated, relating to
2 regulation and licensure of pharmacy benefits managers, so as to authorize the Department
3 of Insurance to develop exchange standards regarding electronic prior authorization drug
4 requests with health care providers; to provide a definition; to provide that facsimiles are not
5 electronic submissions; to provide for standards consistent with the National Council of
6 Prescription Drug Programs; to provide clinical workflow decision support of physician
7 providers; to provide transmission security; to provide for related matters; to repeal
8 conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

11 Chapter 64 of Title 33 of the Official Code of Georgia Annotated, relating to regulation and
12 licensure of pharmacy benefits managers, is amended by adding a new Code section to read
13 as follows:

14 "33-64-8.

15 (a) As used in this Code section, 'electronic prior authorization' or 'e-prior authorization'
16 means a requirement that a prescriber obtain approval via electronic media from a health
17 plan to prescribe a specific medication prior to dispensing. Facsimiles shall not be
18 considered an electronic submission under this Code section.

19 (b) On or before January 1, 2014, the department shall under the direction of the
20 Commissioner develop standards by which the pharmacy benefits manager shall exchange
21 standard e-prior authorization requests with health care providers for drugs and devices
22 using electronic data interchange standards consistent with those adopted by the National
23 Council of Prescription Drug Programs. Such standards shall support clinical workflow
24 decision support of the physician provider.

25 (c) No later than January 1, 2014, e-prior authorization requests shall be accessible and
26 submitted by providers to pharmacy benefits managers and health plans through secure

27 electronic transmissions utilizing the current National Council of Prescription Drug
28 Programs electronic prior authorization standard."

29 **SECTION 2.**

30 All laws and parts of laws in conflict with this Act are repealed.