

Bill No. HB 2151, 1st Eng.

Amendment No.     

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Saunders moved the following amendment to amendment		
12	(443222):		
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14	<b>Senate Amendment</b>		
15	On page 3, line 28, through		
16	page 4, line 3, delete those lines		
17			
18	and insert:		
19	<u>5. The agency is authorized to establish pharmacy</u>		
20	<u>network controls directed only at reducing fraud, such as</u>		
21	<u>establishing minimum initial pharmacy drug inventories. The</u>		
22	<u>agency may not limit the size of its pharmacy network based on</u>		
23	<u>need, competitive bidding, price negotiations, credentialing,</u>		
24	<u>or similar criteria.</u>		
25	<u>6. The agency shall develop and implement a program</u>		
26	<u>that requires Medicaid practitioners who prescribe drugs to</u>		
27	<u>use a counterfeit-proof prescription pad for Medicaid</u>		
28	<u>prescriptions. The agency shall require the use of</u>		
29	<u>standardized counterfeit-proof prescription pads by</u>		
30	<u>Medicaid-participating prescribers. The agency may implement</u>		
31	<u>the program in targeted geographic areas or statewide. If a</u>		

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1 pharmacist receives a request to fill a prescription that is  
2 not written on a counterfeit-proof prescription form and the  
3 pharmacist is unable to verify authorization for the  
4 prescription with the prescriber, a pharmacist may dispense,  
5 on a one-time basis, up to a 72-hour supply of the prescribed  
6 medication if:

7 a. The prescription is not a medicinal drug listed in  
8 Schedule II in chapter 893;

9 b. The medication is essential to the maintenance of  
10 life or the continuation of therapy for a chronic condition;

11 c. In the pharmacist's professional judgment, the  
12 interruption of therapy might reasonably produce undesirable  
13 health consequences or may cause physical or mental  
14 discomfort;

15 d. The pharmacist creates a second written order that  
16 contains all of the prescription information required by  
17 chapters 465, 499, and 893 and signs that order; and

18 e. The pharmacist notifies the prescriber within a  
19 reasonable time after dispensing the medication and notifies  
20 the agency that the prescription was not written on a  
21 counterfeit-proof prescription form.

22 (Redesignate subsequent subparagraphs.)

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