



893502

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
01/08/2009	.	
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Floor: 1/AD/2R	.	
01/09/2009 12:04 PM	.	

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The Committee on Policy and Steering Committee on Ways and Means (Peaden) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 60 - 64  
and insert:

lower of: average wholesale price (AWP) minus 16.4 percent,  
wholesaler acquisition cost (WAC) plus 4.75 percent, the federal  
upper limit (FUL), the state maximum allowable cost (SMAC), or  
the usual and customary (UAC) charge billed by the provider;  
however, the Medicaid maximum allowable fee for ingredient cost  
for pharmacy chains that have five or more stores in the state



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11 under common ownership shall be based on the lower of: average  
12 wholesale price (AWP) minus 18.4 percent, wholesaler acquisition  
13 cost (WAC) plus 2.75 percent, the federal upper limit (FUL), the  
14 state maximum allowable cost (SMAC), or the usual and customary  
15 (UAC) charge billed by the provider. Medicaid providers are  
16 required to dispense generic

17  
18 Delete lines 189 - 192

19 and insert:

20 (AWP) minus 16.4 percent, the wholesaler acquisition cost (WAC)  
21 plus 4.75 percent, the federal upper limit (FUL), the state  
22 maximum allowable cost (SMAC), or the usual and customary (UAC)  
23 charge billed by the provider; however, reimbursement for  
24 Medicaid prescribed drugs for pharmacy chains that have five or  
25 more stores in the state under common ownership shall be set at  
26 the lesser of: average wholesale price (AWP) minus 18.4 percent,  
27 wholesaler acquisition cost (WAC) plus 2.75 percent, the federal  
28 upper limit (FUL), the state maximum allowable cost (SMAC), or  
29 the usual and customary (UAC) charge billed by the provider.

30  
31 ===== T I T L E A M E N D M E N T =====

32 And the title is amended as follows:

33 Delete line 4

34 and insert:

35 reimbursed to certain pharmacy chains in the state for drugs