

SB 1529 -1, -2 STAFF MEASURE SUMMARY

Senate Committee On Health Care

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Meeting Dates: 2/7, 2/9

WHAT THE MEASURE DOES:

Allows a pharmacist or pharmacy technician to scan a driver's license or ID card rather than manually logging information required to dispense pseudoephedrine without a prescription. Applies existing requirements for contracts between pharmacies and pharmacy benefit managers (PBMs) to all contracts entered into, renewed, or extended on or after January 1, 2021, and contracts automatically renewed on or after January 1, 2023.

REVENUE: May have revenue impact, but no statement yet issued.

FISCAL: May have fiscal impact, but no statement yet issued.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

- 1 Allows a pharmacy technician to perform final verification that a drug and drug dosage, device, or product matches a prescription. Requires pharmacists to supervise and use reasonable professional judgment in delegating this responsibility. Allows the State Board of Pharmacy to adopt rules. Allows the Oregon Health Authority (OHA) to declare a health care emergency and to deploy the State Emergency Registry of Volunteers in Oregon (SERV-OR). Directs the agency to provide workers' compensation coverage for SERV-OR providers.
- 2 Removes all provisions that would allow a pharmacist or pharmacy technician to scan a driver's license or ID card when dispensing pseudoephedrine. Removes all provisions that would allow a pharmacy technician to perform final verification.

BACKGROUND:

Pharmacy benefit managers (PBMs) are intermediaries between health insurers, pharmacies, wholesalers, and manufacturers. Most health insurers contract with PBMs to provide third-party administrative services for the insurer's pharmacy benefit. House Bill 2185 (2019) imposed a number of requirements on PBMs operating in the state, including prohibiting the requirement that prescriptions be filled via a mail order pharmacy and limiting the retroactive denial or reduction of claims.

Senate Bill 1529 applies the pharmacy benefit manager requirements established in HB 2185 (2019) to all contracts entered into, renewed, or extended on or after January 1, 2021, and contracts automatically renewed on or after January 1, 2023.