

A-Engrossed Senate Bill 608

Ordered by the Senate April 5
Including Senate Amendments dated April 5

Sponsored by Senator CAMPOS (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

[Prohibits insurers offering policies or certificates of health insurance and pharmacy benefit managers from requiring claim for reimbursement of prescription drug to include modifier or other indicator that drug is 340B drug.]

[Requires Oregon Health Authority to adopt dispensing fee to be paid to pharmacies and pharmacists dispensing prescription drugs to medical assistance recipients. Sets minimum dispensing fee at \$_____.]

[Takes effect on 91st day following adjournment sine die.]

Requires Oregon Health Authority, every three years, to conduct survey of retail pharmacies enrolled as providers in state medical assistance program regarding pharmacies' dispensing costs. Requires authority, if adjustments are needed, to request state plan amendment from Centers for Medicare and Medicaid Services to change professional dispensing fee paid to pharmacies participating in state medical assistance program.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to prescription drugs; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Every three years, the Oregon Health Authority shall:

(1) Conduct a survey of retail pharmacy providers that are enrolled as Medicaid providers in the state medical assistance program to determine the costs of the providers for dispensing prescription drugs; and

(2) If the survey indicates a change is needed in the professional dispensing fee reimbursement, submit to the Centers for Medicare and Medicaid Services a request for a state plan amendment to change the professional dispensing fee reimbursement, as provided in 42 C.F.R. 447.518(d).

SECTION 2. The Oregon Health Authority shall commence the first survey described in section 1 of this 2023 Act no later than January 2, 2024.

SECTION 3. This 2023 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect on its passage.

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.