



General Assembly

February Session, 2010

***Raised Bill No. 254***

LCO No. 1363

\*01363\_\_\_\_\_INS\*

Referred to Committee on Insurance and Real Estate

Introduced by:  
(INS)

***AN ACT CONCERNING DISCLOSURE OF MAXIMUM ALLOWABLE COSTS FOR PHARMACY REIMBURSEMENTS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2010*) For each prescription  
2 drug, prescription device, pharmacist services or prescription device  
3 and pharmacist services portion of a health benefit plan a pharmacy  
4 benefits manager administers, such manager shall establish a list of  
5 maximum allowable costs for generic prescription drugs to be paid  
6 under such health benefit plan. Each such list shall be updated  
7 annually. A violation of this section shall be deemed an unfair or  
8 deceptive business practice subject to the provisions of section 38a-  
9 479ccc of the general statutes, as amended by this act.

10 Sec. 2. Section 38a-479ccc of the general statutes is repealed and the  
11 following is substituted in lieu thereof (*Effective October 1, 2010*):

12 (a) Upon receipt of a completed application, evidence of a surety  
13 bond and fee, the commissioner shall: (1) Issue and deliver to the  
14 applicant a certificate of registration; or (2) refuse to issue the  
15 certificate.

16 (b) The commissioner may suspend, revoke or refuse to issue or  
17 renew any certificate of registration for: (1) Conduct, including, but not  
18 limited to, advertising or soliciting, of a character likely to mislead,  
19 deceive or defraud the public or the commissioner; (2) unfair or  
20 deceptive business practices; or (3) nonpayment of the renewal fee.

21 (c) The commissioner shall not suspend or revoke any certificate of  
22 registration except upon notice and hearing in accordance with chapter  
23 54.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	New section
Sec. 2	<i>October 1, 2010</i>	38a-479ccc

**Statement of Purpose:**

To require pharmacy benefit managers to disclose to health benefit plans such managers administer, the maximum allowable costs to be paid for generic prescription drugs under such plans.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*