

BILL SUMMARY
1st Session of the 58th Legislature

Bill No.:	HB 2677
Version:	INT
Request Number:	6967
Author:	Rep. Marti
Date:	2/3/2021
Impact:	State Board of Pharmacy: \$0

Research Analysis

HB 2677, as introduced, makes several modifications to the Pharmacy Audit Integrity Act, including:

- Requiring appeal procedures to be specifically described in a contract between a pharmacy and the entity conducting the audit;
- Requiring the auditing entity to give the required written notice by certified letter;
- Providing a minimum of 30 days written notice before a wholesale purchase audit;
- Clarifying certain errors that are not to be considered fraud;
- Prohibiting including the invoice cost of prescriptions dispensed in certain findings;
- Clarifying that each pharmacy audit is to be conducted under identical standards, regularity and parameters as similarly situated pharmacies;
- Not requiring pharmacists to open “for single-patient-use only” packaging;
- Not requiring a full dispensing report in a wholesale purchase review;
- Specifying certain events that are not to be considered audit discrepancies;
- Requiring, within five days of a request, submitting all supporting documents to the health benefits plan issuer or pharmacy benefits manager;
- Restricting the audit to no more than 50 prescriptions per calendar year (down from 75);
- Requiring final audit findings to be delivered within 10 days (down from 120);
- Allowing a pharmacy to reverse and resubmit claims within 30 days of receipt of the final audit report; and
- Updating statutory language.

Prepared By: Sean Webster

Fiscal Analysis

Officials with the State Board of Pharmacy have reviewed the measure and indicate there are no fiscal implications to their agency associated with the bill’s provisions.

Prepared By: Mark Tygret

Other Considerations

None.

