

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 30, 2008
Date

Committee on Health and Human Services.

After consideration on the merits, the Committee recommends the following:

HB08-1032 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 3, strike lines 8 through 10 and substitute
2 the following:

3 "(c) "STATE MAXIMUM ALLOWABLE COST PROGRAM" MEANS A
4 RATE SCHEDULE FOR PRESCRIPTION DRUGS CREATED BY THE STATE
5 DEPARTMENT OR FOR THE STATE DEPARTMENT BY A CONTRACTOR.";

6 line 21, after the period, add "THE REIMBURSEMENT RATES FOR DRUGS
7 THAT ARE NOT SUBJECT TO THE FEDERAL UPPER PAYMENT LIMIT AS
8 ESTABLISHED PURSUANT TO THE "DEFICIT REDUCTION ACT OF 2005" MAY
9 BE ESTABLISHED USING A METHOD ESTABLISHED BY THE DEPARTMENT.";

10 after line 21, insert the following:

11 "(5) IF THE COST OF A DRUG AS DETERMINED THROUGH OTHER
12 METHODS ADOPTED IN RULES PROMULGATED BY THE STATE BOARD IS
13 LOWER THAN THE COST UNDER THE STATE MAXIMUM ALLOWABLE COST
14 PROGRAM, THE STATE DEPARTMENT MAY USE THE LOWER COST TO
15 REIMBURSE PHARMACIES."

16 Renumber succeeding subsection accordingly.

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