

1.1 ..... moves to amend H.F. No. 728, the second engrossment, as follows:

1.2 Page 4, line 26, delete "and"

1.3 Page 4, line 31, delete the period and insert "; and"

1.4 Page 4, after line 31, insert:

1.5 "(4) a statement reasonably describing the geographic area or areas to be served and the  
1.6 type or types of enrollees to be served."

1.7 Page 7, line 4, delete everything before the period and insert "a service area"

1.8 Page 7, after line 14, insert:

1.9 "(c) A pharmacy benefit manager may apply for a waiver of the requirements in paragraph  
1.10 (a) if it is unable to meet the statutory requirements. A waiver application must be submitted  
1.11 on a form provided by the commissioner and must (1) demonstrate with specific data that  
1.12 the requirement of paragraph (a) is not feasible in a particular service area or part of a service  
1.13 area, and (2) include information as to the steps that were and will be taken to address the  
1.14 network inadequacy. The waiver shall automatically expire after three years. If a renewal  
1.15 of the waiver is sought, the commissioner shall take into consideration steps that have been  
1.16 taken to address network adequacy.

1.17 "(d) The pharmacy benefit manager must establish a pharmacy network service area  
1.18 consistent with the requirements under section 62K.13 for every pharmacy network subject  
1.19 to review under this section."