

**Subject** Drug formularies and prior authorization

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### Overview

This bill prohibits DHS from removing from the formulary drugs to treat or prevent HIV/AIDS, and from requiring or using prior authorization for these drugs. The bill also specifies consultation, public hearing, and other requirements related to removing a drug from the preferred drug list or modifying its inclusion. The bill also requires a report to the legislature on reorganization of the formulary committee.

### Summary

Section	Description
1	<b>Drug formulary.</b> Amends § 256B.0625, subd. 13d. Prohibits the commissioner from removing from the DHS drug formulary any class of drugs approved by the Food and Drug Administration for the treatment or prevention of HIV/AIDS. Provides an immediate effective date.
2	<b>Prior authorization.</b> Amends § 256B.0625, subd. 13f. Prohibits DHS from requiring or using prior authorization any class of drugs approved by the Food and Drug Administration for the treatment or prevention of HIV/AIDS. Provides an immediate effective date.
3	<b>Preferred drug list.</b> Amends § 256B.0625, subd. 13g. Requires the commissioner, before deleting a drug from the preferred drug list or modifying the inclusion of a drug, to consult with the commissioner of health and consider the implications on state public health policies and health disparities. Also requires the commissioner to hold a public hearing before deleting or modifying the inclusion of a drug and specifies related criteria. Prohibits a drug from being deleted from the preferred drug list solely on economic or fiscal reasons. Provides an immediate effective date.

Section	Description
4	<p data-bbox="316 262 738 294"><b>Proposed formulary committee.</b></p> <p data-bbox="316 304 1429 457">Requires the commissioner of human services, by March 1, 2022, to submit to the legislature a proposed reorganization of the formulary committee that includes proposed membership and proposed policies and procedures for operation. Provides an immediate effective date.</p>



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