

Introduced by

Representatives M. Nelson, Holman

1 A BILL ~~for an Act to create and enact a new section to chapter 50-06 of the North Dakota~~
 2 ~~Century Code, relating to a department of human services pharmacy benefits management~~
 3 ~~program; to provide a continuing appropriation; and to provide for application.~~ A BILL for an Act
 4 to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code,
 5 relating to the medical assistance pharmacy management program; and to provide an effective
 6 date.

7 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

8 ~~SECTION 1. A new section to chapter 50-06 of the North Dakota Century Code is created~~
 9 ~~and enacted as follows:~~

10 ~~Pharmacy benefits management program - Pharmacy benefits management fund -~~
 11 ~~Continuing appropriation.~~

12 ~~1. The department of human services may establish a pharmacy benefits management~~
 13 ~~program for use by the medical assistance program, including Medicaid expansion~~
 14 ~~and the public employees retirement system uniform group insurance program for~~
 15 ~~prescription drug coverage. The department shall charge the public employees~~
 16 ~~retirement system for pharmacy benefits management services received under this~~
 17 ~~section.~~

18 ~~2. The pharmacy benefits management fund is established in the state treasury. The~~
 19 ~~department shall deposit into the fund all moneys received for providing pharmacy~~
 20 ~~benefits management services. There is appropriated to the department on a~~
 21 ~~continuing basis all moneys deposited into the fund and interest upon moneys in the~~
 22 ~~fund for the purpose of implementing the pharmacy benefits management program.~~

23 ~~3. The department is not subject to chapters 19-03.6 or 26.1-27.1 for purposes of the~~
 24 ~~provision of pharmacy benefits management services under this section.~~

1 ~~— **SECTION 2. APPLICATION.** The public employees retirement system shall contract with~~
2 ~~the department of human services for pharmacy benefits management services at the first~~
3 ~~opportunity to contract for prescription drug coverage arising on or after the effective date of this~~
4 ~~Act. The department of human services shall provide pharmacy benefits management services~~
5 ~~for the Medicaid expansion program at the first opportunity to contract for prescription drug~~
6 ~~coverage arising on or after the effective date of this Act.~~

7 **SECTION 1.** A new section to chapter 50-24.1 of the North Dakota Century Code is created
8 and enacted as follows:

9 **Pharmacy management program.**

10 The department shall establish a pharmacy management program to be used by the
11 medical assistance program for Medicaid expansion for prescription drug coverage. The
12 department shall process claims through the department's existing pharmacy claims system
13 and Medicaid management information system and provide the contracted managed care plan
14 with a daily pharmacy claims file for Medicaid expansion recipients.

15 **SECTION 2. EFFECTIVE DATE.** This Act becomes effective January 1, 2020.