

BILL SUMMARY
1st Session of the 58th Legislature

Bill No.:	HB 2123
Version:	FULLPCS1
Request Number:	7277
Author:	Rep. McEntire
Date:	2/23/2021
Impact:	\$0

Research Analysis

The proposed committee substitute (PCS) for HB 2123 creates the Patient's Right to Pharmacy Choice Commission. The PCS requires the Insurance Department to consist of the Insurance Commissioner and the Pharmacy Choice Commission.

The PCS clarifies that the powers and duties of the Insurance Commissioner are created by the Insurance code and include powers and duties that may be requested by the Pharmacy Choice Commission.

The PCS further clarifies that there are duties specific to the Pharmacy Choice Commission that are not the duties of the Insurance Commissioner.

The Pharmacy Choice Commission is authorized to approve, disapprove, or approve with modifications any filings submitted to it. It's also authorized to conduct examinations and investigations of insurance matters within the scope of its authority.

The Insurance Commissioner, on behalf of the Pharmacy Choice Commission, is authorized to employ actuaries, statisticians, accountants and attorneys, as the Commission may deem necessary for any examinations or investigations.

The authority to investigate pharmacy benefits managers is transferred from the Insurance Commissioner to the Pharmacy Choice Commission. Other duties transferred to the Pharmacy Choice Commission include reviewing complaints, initiation prosecution, and requiring restitution from pharmacy benefits managers who have violated the law.

The PCS lists requirements for appointments to the Pharmacy Choice Commission. Lastly, the PCS declares an emergency.

Prepared By: Dan Brooks

Fiscal Analysis

HB 2123 creates the Pharmacy Choice Commission in and under the Oklahoma Insurance Department. OID believes the measure will require the hiring of additional staff, but is unsure of how many at this point and time. While this will create an impact on OID, OID is a nonappropriated agency, and therefore HB 2123 will not create a fiscal impact for the State.

Prepared By: Mariah Searock

Other Considerations

None.

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