

BILL SUMMARY
2nd Session of the 58th Legislature

Bill No.:	SB 1635
Version:	ENGR
Request Number:	
Author:	Rep. McEntire/Sen. Jett
Date:	4/8/2022
Impact:	\$0

Research Analysis

SB 1635 prohibits pharmacy benefits managers (PBMs) from imposing certain fees to pharmacists or pharmacies and from participating in a *clawback* as defined in the measure. The measure requires PBM contracts to ensure that access to local healthcare is not jeopardized by immediately modifying any rates or provisions that would result in a reimbursement below the pharmacy's cost to acquire and dispense the medication or product. The measure provides enforcement measures to be used by the Insurance Commissioner to PBMs for certain violations of the Patient's Right to Pharmacy Choice Act. Fees collected by the Commissioner without assistance of the Attorney General's office will be credited to the Insurance Commissioner's Revolving Fund and fees collected by the AG will be credited to the Attorney General's Revolving Fund. The measure adds the definition of *clawback* to the act.

Prepared By: Dan Brooks

Fiscal Analysis

According to the Oklahoma Insurance Department, there is minimal to no fiscal impact to the agency from this measure. As OID is a non-appropriated agency, there is no fiscal impact to the State.

Prepared By: Mariah Searock

Other Considerations

None.