

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 SENATE BILL 1447

By: Gollihare

6 AS INTRODUCED

7 An Act relating to the Oklahoma Employees Insurance
8 Plan; defining terms; prohibiting certain contracts
9 from being awarded in certain situations; requiring
10 certain scoring to include certain treatment;
11 requiring certain scoring to disfavor certain
12 pharmacy benefits managers; requiring certain
13 certifications; providing for codification; and
14 providing an effective date.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 1329.2 of Title 74, unless there
18 is created a duplication in numbering, reads as follows:

19 A. As used in this act:

20 1. "Pharmacy benefits manager" means the same as defined in
21 Section 6960 of Title 36 of the Oklahoma Statutes; and

22 2. "Protected health information" means the same as defined in
23 Section 6475.3 of Title 36 of the Oklahoma Statutes.

24 B. No contract between the Oklahoma Employees Insurance Plan
25 and a pharmacy benefits manager (PBM) shall be awarded to a PBM that

1 has settled a lawsuit, been fined, or had judgment against such PBM
2 over Four Million Dollars (\$4,000,000.00) in the previous five (5)
3 years. The scoring of a request for proposal (RFP) shall include
4 favorable treatment for any bidder who has been domiciled in this
5 state for at least one (1) year on the date of the release of the
6 RFP. The scoring of such RFP shall disfavor a PBM that has a
7 corporate structure that includes a:

- 8 1. Health insurance company;
- 9 2. Retail pharmacy chain;
- 10 3. Specialty pharmacy business;
- 11 4. Mail-order pharmacy business; or
- 12 5. Company that manufactures pharmaceuticals.

13 C. The contracted PBM shall certify that such PBM and all
14 contractors who will have access to protected health information are
15 compliant with the Oklahoma Health Information Exchange Act and are
16 SOC 2 Type 2 certified.

17 SECTION 2. This act shall become effective November 1, 2026.

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