

**BILL SUMMARY**  
1<sup>st</sup> Session of the 60<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB773</b>
<b>Version:</b>	<b>ENGR</b>
<b>Request Number:</b>	
<b>Author:</b>	<b>Rep. Stinson</b>
<b>Date:</b>	<b>4/8/2025</b>
<b>Impact:</b>	<b>\$0</b>

**Research Analysis**

The engrossed version of SB 773 provides that the term *pharmacy benefits manager* (PBM) includes any business or entity licensed by the Insurance Department to perform PBM services. The measure also removes administration of management of pharmacy discount cards or programs from services pharmacy benefits management can include. The measure specifies that a PBM cannot fail to make any payment due to a pharmacy or pharmacist for covered services properly rendered if the PBM terminates its contract with a plan sponsor or insurer. The measure provides that the proper venue to compel compliance with a subpoena will be in the Oklahoma County District Court. The measure also provides that nothing in state law will be construed to prohibit the Attorney General from obtaining any information or documentation pertaining to prescription drug transactions. The measure adds that an Attorney General may request a court reporter without a request from a PBM, in which the cost will be on the Office of the Attorney General unless it is the prevailing party in litigation following the final order. The measure provides that any monetary damages, administrative fines, or courts costs owed by the PBM will be placed in a holding account with the Attorney General's Office within 30 days of issuance of the final order. If the PBM prevails on every issue raised in the appeal of a final order, the Attorney General will refund all monies related to the appeal and paid the PBM within 60 days. Any instance in which a PBM fails to pay monies owed within 30 days of the issuance of the final order will be considered a violation of Oklahoma Statutes. The PBM will be assessed a fine of \$10,000 per calendar day that they do not comply with this measure. A PBM that fails to comply for more than 6 months will have their license suspended until they comply with the measure.

Prepared By: Suzie Nahach, House Research Staff

**Fiscal Analysis**

SB 773 introduces new restrictions on pharmacy benefit managers (PBMs) to ensure compliance with the Patient's Right to Pharmacy Choice Act. The modifications provided by the measure are not anticipated to have a direct fiscal impact on the state budget.

Prepared By: Alexandra Ladner, House Fiscal Staff

**Other Considerations**

None.

