

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

May 19, 2003

LB 73

SENATOR BOURNE: There's some insurers that hire pharmacy benefit managers to administer their prescription drugs, and reading through the bill, is it possible that prescription or pharmacy benefit managers, are they required to issue...are they required to issue a uniform card as well? What I'm saying is, say you have insurance company "A" and insurance company "A" wants to offer prescription drug benefits to their insureds. So they hire pharmacy benefit manager "B" to administer their drug program. And say they even want the card to be issued by the pharmacy benefit manager. I don't see any requirement in your bill that the uniform card be applicable to the pharmacy benefit manager, just to the insured.

SENATOR TYSON: Well, I don't believe it is. This card was brought together by the National Association of Chain Drug Stores, the American Pharmaceutical Association, and the National Community of Pharmacists Association to develop...

SENATOR BOURNE: You bet. I appreciate that and, again, I understand that there's been a compromise worked out here, and I'm simply asking for some clarification. I think there are some insurers that hire pharmacy benefit managers to administer their prescription drugs, and that pharmacy benefit manager does everything from hiring the various pharmacies, putting the pharmacies into groups, to determining which drugs are on their formularies, to paying the bills, to issuing the cards, to corresponding with the insureds. And what I'm suggesting is, and again just from reading this, and again I understand that this has been worked out, I don't...

SENATOR CUDABACK: One minute.

SENATOR BOURNE: ...see any requirement that pharmacy benefit managers issue the cards. It says all insurers delivering, issuing shall have a uniform card. But what if an insurer has a pharmacy benefit manager?

SENATOR TYSON: I don't see a conflict there, Senator Bourne. The pharmaceutical manager for the insurance company is an agent for that company. The writ runs to the insurance company and