

# State Corporation Commission

## 2024 Session Fiscal Impact Statement

**1. Bill Number:** HB1402

House of Origin	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input checked="" type="checkbox"/>	Enrolled

**2. Patron:** Reaser

**3. Committee:** Passed Both Houses.

**4. Title:** Health insurance; pharmacy benefits managers; reporting requirements; civil penalty.

**5. Summary:** Provides that a person that violates the existing requirement to obtain a license prior to providing pharmacy benefits management services or otherwise acting as a pharmacy benefits manager may be subject to a civil penalty of \$5,000 for each day on which such violation occurs.

The bill adds additional requirements to existing reporting requirements for insurance carriers relating to pharmacy benefits managers. Such additional requirements include (i) the aggregate amount of a pharmacy benefits manager's retained rebates, as defined in the bill; (ii) a pharmacy benefits manager's aggregate retained rebate percentage, as defined in the bill; and (iii) the aggregate amount of administrative fees received by a pharmacy benefits manager. This bill is identical to SB 660.

**6. Budget amendment necessary:** No

**7. Fiscal Impact Estimates:** Fiscal Impact Estimates are Final.

**8. Fiscal Implications:** None on the State Corporation Commission

**9. Specific agency or political subdivisions affected:** State Corporation Commission Bureau of Insurance

**10. Technical amendment necessary:** No

**11. Other comments:** Senate Bill 660 is identical to House Bill 1402.

**Date:** 02/27/24/V. Tompkins