



# Utah 2018: Legislation



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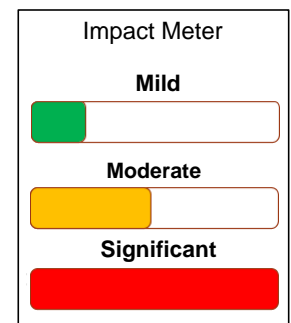
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## Bills

- SB208- Pharmacy Benefits Manager or Coordinator
- HB163- Prescription Drug Amendments (Importation)
- SB224- Medical Treatment Prior Authorization
- SB184- Pharmacist Dispensing Authority Amendments (Birth Control)
- SB150- Utah Statewide Stroke and Cardiac Registry
- Opidemic (HBs 127,399,400,446,463 SCR 4)
- Medicaid (HBs 12,42,472, SBs 47,48,172)
- Marijuana (HBs 195, 197, SB 130)



[http://hero.wikia.com/wiki/Bill\\_\(Schoolhouse\\_Rock!\)](http://hero.wikia.com/wiki/Bill_(Schoolhouse_Rock!))



# SB 208- Pharmacy Benefits Manager or Coordinator

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Proposed/driven by physicians

- **Prohibits “gag order”** that would prevent pharmacists from telling/charging patients cash pricing
- Provide **explanations of DIR fees** and how to avoid the fee in the future



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# SB 208- Pharmacy Benefits Manager or Coordinator

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Impact

- First steps toward PBM transparency
  - Intended as a “**wake-up call**”
- Future legislation may implement enforcement or future requirements

# HB163- Prescription Drug Amendments (Importation)

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## 1<sup>st</sup> Substitute:

- Department of Health commissioned to develop a program to import prescription drugs to Utah from Canada
- Pharmaceutical manufacturers need to report expenses and reasoning for significant cost increases

## 2<sup>nd</sup> Substitute

- **Removed** pharma transparency piece



# HB163- Prescription Drug Amendments (Importation)

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## Impact

- **Importation is impractical** with resistance from governing bodies and critical stakeholders



# SB224- Medical Treatment Prior Authorization

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Proposed/driven by physicians

- Transparency of PA requirements and past PA requests and results
- Time frames for turnaround and implementation of changes
- “Green light” provider status
- Step therapy overrides by providers



# SB224- Medical Treatment Prior Authorization

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Impact

- This year is the time for the discussions to shape the bill that **WILL be presented in 2019.**



# SB184- Pharmacist Dispensing Authority Amendments (Birth Control)

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- Pharmacists may dispense a self-administered hormonal contraceptive **under a standing prescription drug order**
  - Patients 18 years of age or older
  - Considered appropriate after the patient completes a questionnaire
  - An appointment with a provider is required at least every 24 months



# SB184- Pharmacist Dispensing Authority Amendments (Birth Control)

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## Impact

- Public Health: Increased access to contraception
- Pharmacists: More opportunity/more liability
- Pharmacies: Develop a way to bill for services

# SB150- Utah Statewide Stroke and Cardiac Registry

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Incidence of death due to stroke and cardiac events varies by county

- Creates stroke and cardiac registries that will be overseen by the Department of Health



# SB150- Utah Statewide Stroke and Cardiac Registry

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Impact

- A similar bill in Arkansas reduced deaths by 3%
- Estimated to save 120 lives/year





## Opidemic

HB127

- **Prescribers shall check the controlled substance database** when prescribing a CII or CIII opiate to a patient for the first time.
- DOPL will monitor prescribing habits and offer optional education

HB399

- **Pharmacists shall apply warning labels to opiates** and display pamphlets created by the Department of Health
- Educating patients from the pamphlet is recommended

SCR4

- Encourages research into deaths from opioid-induced postoperative respiratory depression and the use of in-home monitoring devices by physicians.



## Opidemic

HB400

- **Counseling required by prescribers** with the initial opioid prescription.

HB446

- **Makes it a class B misdemeanor** to fail to report a practitioner that diverts a schedule II or III opiate to law enforcement
- A substantial amount is defined as 50 MME or more

HB463

- **Prohibits a cash sale of an opiate** to a patient when the prescription would make the patient's daily MME > 150



# Medicaid



- Apply for a waiver to provide family planning services and allow separate billing for insertion of long-acting reversible contraception immediately following childbirth

HB12



- Amend Medicaid to cover health crisis services (crisis line, mobile crisis outreach team, mental health professionals)

HB42



- Apply for a waiver to expand Medicaid benefits to 95% of the federal poverty level (estimated =70,000 additional people)

HB472



- Full Medicaid expansion under PPACA

SB47



- Requires a 5 year waiting period for legal immigrants to have access to Medicaid and CHIP

SB48



- Department of Health directed amendments (work requirement, block grants, per capita caps, 2 month restriction on retroactivity, medical savings plan)

SB172



# Marijuana



## SB130 "Cannabidiol Oil"

- Department of Agriculture oversees the **removal of adulterated products** from market
- Apply for a waiver for the Department of Agriculture **to produce and dispense a cannabidiol oil product** through pharmacies

## HB195 "Right to Try"

- Allows a provider to prescribe cannabis in a **medicinal dosage form** for individuals that are **terminally ill**

## HB197 "Feeder Bill"

- Designated the Department of Agriculture to oversee the **production and dispensing** of medicinal dosage forms of cannabis for patients with prescriptions and for research



# Marijuana

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Medical Marijuana initiative will likely be up for public vote in **November 2018**

Disease states included:

- HIV
- Alzheimer's
- amyotrophic lateral sclerosis
- cancer
- cachexia, conditions of wasting, nausea, or malnutrition associated with chronic disease
- Crohn's, ulcerative colitis, or a similar GI disorder
- epilepsy or another condition that causes debilitating seizures
- multiple sclerosis or another disease that causes debilitating muscle spasms
- PTSD
- autism
- rare conditions or disease that affects less than 200,000 persons in the United States
- chronic debilitating pain if the patient is becoming dependent on opiate-based medication or is unable to use opiates
- a condition approved by the compassionate use board



HB471- sought to require public vote initiatives to pass through the legislative session prior to taking effect