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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. 120

01/22/2025

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The bill was read for the first time and referred to the Committee on Health Finance and Policy

1.1A bill for an act

1.2relating to human services; imposing dispensing fee requirements on health plan

1.3companies and county-based purchasing plans providing prescription drug coverage

1.4in the medical assistance program; amending Minnesota Statutes 2024, section

1.5256B.69, subdivision 6d.

1.6BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7Section 1. Minnesota Statutes 2024, section 256B.69, subdivision 6d, is amended to read:

1.8Subd. 6d. **Prescription drugs.** (a) The commissioner may exclude or modify coverage

1.9for prescription drugs from the prepaid managed care contracts entered into under this

1.10section in order to increase savings to the state by collecting additional prescription drug

1.11rebates. The contracts must maintain incentives for the managed care plan to manage drug

1.12costs and utilization and may require that the managed care plans maintain an open drug

1.13formulary. In order to manage drug costs and utilization, the contracts may authorize the

1.14managed care plans to use preferred drug lists and prior authorization. This ~~subdivision~~

1.15paragraph is contingent on federal approval of the managed care contract changes and the

1.16collection of additional prescription drug rebates.

1.17(b) A prepaid health plan or a county-based purchasing plan providing prescription drug

1.18coverage for eligible persons pursuant to chapters 256B and 256L must pay a dispensing

1.19fee for the pharmacy service in dispensing a prescribed drug in an amount at least equal to

1.20the dispensing fee set forth in section 256B.0625, subdivision 13e, paragraph (a).

1.21EFFECTIVE DATE. This section is effective January 1, 2026, or upon federal approval,

1.22whichever is later. The commissioner of human services shall notify the revisor of statutes

1.23when federal approval is obtained.