

**CS FOR HOUSE BILL NO. 134(HSS)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - SECOND SESSION

BY THE HOUSE HEALTH AND SOCIAL SERVICES COMMITTEE

Offered: 3/17/14

Referred: Finance

Sponsor(s): REPRESENTATIVES COSTELLO, Peggy Wilson

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act requiring Medicaid payment for medication compliance packaging, delivery,  
2 and dispensing services of a prescription for specified recipients; and providing for an  
3 effective date."

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 \* **Section 1.** AS 47.07 is amended by adding a new section to read:

6 **Sec. 47.07.031. Scheduled units of use prescription drug dispensing**  
7 **services.** (a) In addition to the services provided for under AS 47.07.030, the  
8 department shall establish a fee to be added to a dispensing fee to pay a qualified  
9 pharmacy for dispensing services for a prescription that requires scheduled units of  
10 use in medication compliance packaging for the purpose of assisting a qualified  
11 medical assistance recipient under (c) of this section to adhere to a specific dosing  
12 regimen.

13 (b) A pharmacy is qualified to dispense a prescription in medication  
14 compliance packaging for payment under this section if the pharmacy is a provider of

1 services under the medical assistance program established under this chapter and  
 2 provides dispensing services to a qualified medical assistance recipient as follows:

3 (1) consolidating prescriptions for purposes of reporting to the  
 4 prescriber on prescription compliance;

5 (2) creating medication compliance packaging for the interval  
 6 specified on the prescription, using trained personnel;

7 (3) offering quarterly review with a recipient or the recipient's  
 8 representative of a recipient's complete medication profile and medication  
 9 administration record, including review of compliance;

10 (4) reporting to the prescriber patient compliance, polypharmacy, or  
 11 other issues related to the recipient's medication at least quarterly; and

12 (5) delivering prescriptions using the most cost-effective method.

13 (c) A medical assistance recipient is qualified to receive a prescription in  
 14 medication compliance packaging under (a) of this section if the recipient is a person  
 15 who is eligible for medical assistance under AS 47.07 and is

16 (1) residing in a congregate living home, as defined by the department;

17 (2) receiving community-based waiver services;

18 (3) disabled or blind;

19 (4) an adult with a serious mental illness, as defined by the department;

20 or

21 (5) a child experiencing a severe emotional disturbance, as defined by  
 22 the department.

23 (d) In this section,

24 (1) "medication compliance packaging" means a package containing a  
 25 specified quantity of one or more prescription medications that have been divided by a  
 26 provider into units of use to be taken over a specified period according to a  
 27 prescription issued by an authorized health care provider and that requires specialized  
 28 dispensing services;

29 (2) "units of use" means a prescription medication packaged in a way  
 30 that is designed to simplify a medication regimen to improve adherence to a daily  
 31 therapeutic schedule.

1     \* **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
2 read:

3           APPROVAL; CONTINGENT EFFECT; NOTICE. (a) The commissioner of health  
4 and social services shall request the approval of the United States Department of Health and  
5 Human Services for implementation of AS 47.07.031, added by sec. 1 of this Act.

6           (b) AS 47.07.031, added by sec. 1 of this Act, takes effect only if, and only to the  
7 extent that, implementation of AS 47.07.031 is approved by the United States Department of  
8 Health and Human Services.

9           (c) The commissioner of health and social services shall notify the revisor of statutes  
10 when the United States Department of Health and Human Services approves implementation  
11 of AS 47.07.031.

12     \* **Sec. 3.** If AS 47.07.031, added by sec. 1 of this Act, takes effect, it takes effect on the date  
13 that the revisor of statutes receives notice from the commissioner of health and social services  
14 that the United States Department of Health and Human Services has approved  
15 implementation of that section.