

The House Committee on Rules offers the following substitute to SB 198:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 33-64-9.1 of the Official Code of Georgia Annotated, relating to  
2 reimbursement methodologies utilized by pharmacy benefits managers, so as to provide for  
3 reimbursement requirements relating to the state health benefit plan or plans established for  
4 school teachers, school employees, and state employees; to provide for related matters; to  
5 repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 33-64-9.1 of the Official Code of Georgia Annotated, relating to  
9 reimbursement methodologies utilized by pharmacy benefits managers, is amended by  
10 adding a new subsection to read as follows:

11 "(d) On and after January 1, 2025, a pharmacy benefits manager providing pharmacy  
12 benefits management for the state health benefit plan or plans established pursuant to  
13 Article 1 of Chapter 18 of Title 45 and Subparts 2 and 3 of Part 6 of Article 17 of Chapter 2  
14 of Title 20 shall:

15 (1) Reimburse an independent pharmacy for a drug dispensed to an insured for  
16 self-administration in an amount not less than the average reimbursement for chain retail

17 pharmacies reimbursed for the same drug, provided that the Department of Community  
18 Health shall have discretion in determining what constitutes an independent pharmacy  
19 and a chain retail pharmacy, how the pharmacy benefits manager is to calculate the  
20 average price for a drug, and the procedure the pharmacy benefits manager shall follow  
21 in the event that an independent pharmacy is under-reimbursed by the pharmacy benefits  
22 manager at the time of initial claim adjudication;  
23 (2) Provide an annual certification to the Department of Community Health certifying  
24 compliance with this subsection; and  
25 (3) Make its records available and provide cooperation to the Department of Community  
26 Health, upon written demand in connection with financial examinations, audits, and  
27 investigations regarding compliance with this subsection."

28 **SECTION 2.**

29 All laws and parts of laws in conflict with this Act are hereby repealed.