

HOUSE No. 4502

Section 194 contained in the engrossed Bill making appropriations for the fiscal year 2017 (see House, No. 4450), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment U of House, No. 4505). July 11, 2016.

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

An Act relative to the task force on health insurance payer practices for certain prescription medications.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide for the task force on health insurance payer practices for certain prescription medications, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding any general or special law to the contrary, there shall be a
2 task force to study and analyze health insurance payer practices that require certain categories of
3 drugs, including those that are administered by injection or infusion, to be dispensed by a third-
4 party specialty pharmacy directly to a patient or to a health care provider with the designation
5 that such drugs be used for a specific patient and not for the general use of the provider. The task
6 force shall conduct an investigation and study of such practice including the extent to which it
7 affects health care quality, patient safety and health care cost containment goals, and whether
8 such practice should be regulated or restricted.

9 The task force shall consist of the secretary of health and human services or a designee,
10 who shall serve as chair; the commissioner of public health or a designee; the commissioner of
11 insurance or a designee; the executive director of the health policy commission or a designee; the
12 executive director of the group insurance commission or a designee; the president of the
13 Massachusetts Hospital Association, Inc.; the executive director of the Massachusetts Council of
14 Community Hospitals, Inc.; a representative of the Massachusetts Society of Health-System
15 Pharmacists, Inc.; a representative of the Conference of Boston Teaching Hospitals, Inc.; the
16 president of the Massachusetts Association of Health Plans, Inc.; and the president of Blue Cross
17 and Blue Shield of Massachusetts, Inc., or a designee.

18 The task force shall prepare a report of its findings, including recommended legislation.
19 The task force shall file the report with the senate and house committees on ways and means, the
20 joint committee on health care financing and the joint committee on public health not later than
21 July 1, 2017.

22 SECTION 2. This act shall take effect as of July 1, 2016.