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SENATE BILL 77

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

INTRODUCED BY

Steven P. Neville

AN ACT

RELATING TO PHARMACEUTICALS; ENACTING A SECTION OF THE PHARMACY
BENEFITS MANAGER REGULATION ACT TO BAN CERTAIN FEES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. A new section of the Pharmacy Benefits Manager
Regulation Act is enacted to read:

"~~[NEW MATERIAL]~~ PHARMACY BENEFITS MANAGERS--PROHIBITED
PHARMACY FEES.--Either at the time of claim adjudication or at
any time before or thereafter, a pharmacy benefits manager
shall not charge or hold a pharmacist or pharmacy responsible
for a fee for any step or component of, or mechanism related
to, the adjudication of a claim, including:

- A. the adjudication of a pharmacy benefit claim;
- B. the processing or transmission of a pharmacy
benefit claim;

underscoring material = new
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C. the development or management of a claim processing or adjudication network; or

D. participation in a claim processing or claim adjudication network."