

## Session 123 - (2019-2020)

### **S\*0359 (Rat #0068, Act #0048 of 2019) General Bill, By Gambrell, Johnson, Senn, Grooms, Cromer and Scott**

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 21 TO CHAPTER 71, TITLE 38 SO AS TO ESTABLISH A LICENSE REQUIREMENT FOR PHARMACY BENEFITS MANAGERS, TO PROHIBIT A PHARMACY BENEFITS MANAGER FROM RESTRICTING OR PENALIZING A PHARMACY FROM PERFORMING CERTAIN ACTIONS OR DISCLOSING CERTAIN INFORMATION, TO PROHIBIT A PHARMACY BENEFITS MANAGER FROM UNDERTAKING CERTAIN ACTIONS, TO SET CERTAIN REQUIREMENTS FOR A MAXIMUM ALLOWABLE COST LIST, AND TO AUTHORIZE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE TO ENFORCE THE PROVISIONS OF THIS ARTICLE; TO AMEND SECTION 38-2-10, AS AMENDED, RELATING TO ADMINISTRATIVE PENALTIES, SO AS TO APPLY CERTAIN ADMINISTRATIVE PENALTIES TO PHARMACY BENEFITS MANAGERS; TO AMEND SECTION 38-71-1810, RELATING TO PHARMACY AUDIT RIGHTS, SO AS TO ALLOW A PHARMACY TO SUBMIT RECORDS IN AN ELECTRONIC FORMAT OR BY CERTIFIED MAIL AND TO PROHIBIT CERTAIN ERRORS FROM SERVING AS THE SOLE BASIS OF THE REJECTION OF A CLAIM; AND TO REPEAL ARTICLE 20 OF CHAPTER 71, TITLE 38 RELATING TO PHARMACY BENEFIT MANAGERS. - ratified title

01/10/19	Senate	Introduced and read first time (Senate Journal-page 4)
01/10/19	Senate	Referred to Committee on Banking and Insurance (Senate Journal-page 4)
02/27/19	Senate	Committee report: Favorable with amendment Banking and Insurance (Senate Journal-page 21)
02/28/19		Scrivener's error corrected
03/05/19	Senate	Committee Amendment Adopted (Senate Journal-page 27)
03/05/19	Senate	Read second time (Senate Journal-page 27)
03/05/19	Senate	Roll call Ayes-41 Nays-0 (Senate Journal-page 27)
03/06/19		Scrivener's error corrected
03/07/19	Senate	Amended (Senate Journal-page 15)
03/07/19	Senate	Read third time and sent to House (Senate Journal-page 15)
03/07/19	Senate	Roll call Ayes-38 Nays-0 (Senate Journal-page 15)
03/13/19	House	Introduced and read first time (House Journal-page 29)
03/13/19	House	Referred to Committee on Labor, Commerce and Industry (House Journal-page 29)
05/02/19	House	Committee report: Favorable with amendment Labor, Commerce and Industry (House Journal-page 75)
05/03/19		Scrivener's error corrected
05/08/19	House	Amended (House Journal-page 131)
05/08/19	House	Read second time (House Journal-page 131)
05/08/19	House	Roll call Yeas-101 Nays-0 (House Journal-page 138)
05/09/19		Scrivener's error corrected
05/09/19	House	Amended (House Journal-page 133)
05/09/19	House	Read third time and returned to Senate with amendments (House Journal-page 133)
05/09/19	House	Roll call Yeas-99 Nays-0 (House Journal-page 144)
05/09/19	Senate	Concurred in House amendment and enrolled (Senate Journal-page 109)
05/13/19		Ratified R 68
05/16/19		Signed By Governor
05/31/19		Effective date See Act for Effective Date
06/05/19		Act No. 48