

House Bill 1351

By: Representatives Knight of the 130<sup>th</sup>, Hatchett of the 150<sup>th</sup>, Newton of the 123<sup>rd</sup>, England of the 116<sup>th</sup>, Burns of the 159<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated,  
2 relating to Medicaid assistance generally, so as to provide for pharmacy benefits  
3 management for the Medicaid program to be conducted by the Department of Community  
4 Health after a date certain; to provide for a cost calculation; to provide for submission of a  
5 waiver if necessary; to provide for related matters; to repeal conflicting laws; and for other  
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to  
10 Medicaid assistance generally, is amended by adding a new Code section to read as follows:

11 "49-4-159.2.

12 (a) On and after July 1, 2024:

13 (1) The department shall provide the pharmacy benefits for a care management  
14 organization's enrolled members, and care management organizations shall not provide  
15 pharmacy benefits for their enrolled members; provided, however, that a care

16 management organization shall have access to the department's pharmacy data for its  
17 enrolled members; and

18 (2) The department shall calculate an amount equal to 7.5 percent of a care management  
19 organization's net underwriting gain for the July 1, 2022, to June 30, 2023, contract year,  
20 as determined by the department's Medicaid actuary, and shall reduce the care  
21 management organization's subsequent contract term payment by such amount, to offset  
22 costs incurred in program implementation.

23 (b) The department shall submit any necessary modifications, if applicable, to the state  
24 plan for medical assistance filed pursuant to Code Section 49-4-12 in order to fulfill the  
25 requirements of this Code section."

26 **SECTION 2.**

27 All laws and parts of laws in conflict with this Act are repealed.