

Roberts
Signature of Sponsor

AMEND Senate Bill No. 2457*

House Bill No. 2660

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 56-7-3101, is amended by designating the existing language as subsection (a) and adding the following new subsection :

(b)

(1) The commissioner of commerce and insurance shall promulgate rules to effectuate the purposes of this part and part 32 of this chapter, including, but not limited to, rules to:

(A) Implement pharmacy benefits manager audits that are necessary to ensure compliance with this part and part 32 of this chapter;

(B) Provide for additional requirements for pharmacy benefits managers to obtain licensure pursuant to § 56-7-3113;

(C) Implement a complaint and administrative hearing process to effectuate § 56-7-3110; and

(D) Provide for such fees as the commissioner determines are reasonably necessary to administer this part and part 32 of this chapter, including, but not limited to, a fee to cover the cost of supervising compliance with this part and part 32 of this chapter, payable by a pharmacy benefits manager upon being the subject of an audit pursuant to this section.

(2) Rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5. A violation of any rule issued pursuant to this section is a violation of this part.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.