

# The Patient's Right to Pharmacy Choice Act Advisory Committee Meeting Minutes for July 9, 2020

- I. First Initial Meeting - Committee Members were selected by the Insurance Commissioner, Attorney General, Governor and the OPHA.
- II. Welcome to the Committee members with a self-introduction of each member, OID support staff, and Presenters
- III. Community Pharmacy 101 - Presented by Justin Wilson Pharm D.
  - Consumers Rx claims processing by the pharmacy staff
  - Pharmacy staff duties compared to pharmacist
  - Pharmacist clinical review of drug therapy and face to face counseling
  - Pharmacy technology requirements for the future
  - Impact of PBM contracts on pharmacies in Oklahoma
  - Need for open access to PBM networks to ensure Patient's Right to Pharmacy Choice
- IV. What is a PBM? Presented by Melodie Shrader, Assistant VP, State Affairs with PCMA
  - PBMs aggregate the buying clout of millions of enrollees, enabling plan sponsors and individuals to obtain lower prices for their prescription drugs.
  - PBM Clients consist of Private Sector Employers, Public Sector Employers, Commercial Health Plans/Government Programs and Union Trusts/Taft-Hartley Plans (ERISA-exempt).
  - The following is a breakdown of the 266 million Americans that receive pharmacy benefits through PBMs:

18.0%	Medicaid	14.7%	Medicare Part D
35.7%	Self-Insured Employers	31.6%	Commercial Health Plans
  - 2019 State Facts – Total Prescriptions filled in Oklahoma 44,456,506
  - Claims processing
  - Clinical Programs
  - Types of Pharmacy Networks and contracting each, with advantages of PBM owned Pharmacies

**V. Director of PBM Regulatory Compliance report by Ronald White D.Ph.**

- Purpose of this Advisory Committee is to review cases, ask questions, provide recommendations to the Insurance Commissioner related to violations of the Act and potential enforcement actions.
- The committee discuss potential conflicts of interest
  - The committee supports not identifying the following in case presentations
    - (1) Complainant Pharmacy or Consumer
    - (2) Potential Violating PBM/Health Plan
  - Number of current cases being investigated 180 from complaints by Pharmacist, Consumers, and Prescribers.

**VI. New Business: Next Committee meeting to be within 30 days.**

**VII. Adjournment**