

**ARKANSAS SENATE**  
90th General Assembly - Regular Session, 2015  
**Amendment Form**

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**Subtitle of Senate Bill No. 542**

TO MODIFY THE RESPONSIBILITIES OF A PHARMACY BENEFITS MANAGER AND PATIENT RIGHTS  
REGARDING PAYMENT FOR PHARMACISTS' SERVICES.

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**Amendment No. 2 to Senate Bill No. 542**

Amend Senate Bill No. 542 as engrossed, S2/26/15 (version: 02/26/2015 09:19:44 AM):

Page 1, line 11, delete "PHARMACISTS' SERVICES;", and substitute "PHARMACISTS SERVICES;"

AND

Page 1, line 17, delete "FOR PHARMACISTS'" and substitute "FOR PHARMACISTS"

AND

Page 1, delete line 26, and substitute the following:

"Subchapter 10 — Patient Rights Regarding Payment for Pharmacists Services  
Act"

AND

Page 1, line 28, delete "4-88-901." and substitute "4-88-1001."

AND

Page 1, line 30, delete "Pharmacists' Services" and substitute "Pharmacists Services"

AND

Page 1, line 32, delete "4-88-902." and substitute "4-88-1002."

AND

Page 1, delete lines 34 through 36

AND



Page 2, line 1, delete "(2)" and substitute "(1)"

AND

Page 2, line 3, delete "(3)" and substitute "(2)"

AND

Page 2, line 5, delete "pharmacist" and substitute "pharmacists"

AND

Page 2, line 7, delete "(4)" and substitute "(3)"

AND

Page 2, delete lines 9 through 11, and substitute the following:

"(4) "Pharmacists services" means products, goods, or services provided as a part of the practice of pharmacy as defined in § 17-92-101(16)(A), to individuals who reside or are employed in this state;

(5) "Pharmacy" means the same as defined in § 17-92-101(12); and

(6) "Provider choice" means an individual's choice of provider"

AND

Page 2, line 15, delete "4-88-903." and substitute "4-88-1003."

AND

Page 2, line 17, delete "pharmacists' services" and substitute "pharmacists services"

AND

Page 2, line 19, delete "pharmacists' services" and substitute "pharmacists services"

AND

Page 2, line 23, delete "of the pharmacists'" and substitute "of the pharmacists"

AND

Page 2, line 29, delete "pharmacists' services" and substitute "pharmacists services"

AND

Page 2, line 33, delete "that are accessible" and substitute "that is accessible"

AND

Page 2, line 34, delete "pharmacists' services." and substitute "pharmacists services."

AND

Page 2, line 36, delete "4-88-904." and substitute "4-88-1004."

AND

Page 3, delete lines 9 through 13, and substitute the following:

"4-88-1005. Limitation — Patient payment.

A pharmacy benefits manager shall not require an individual to make a payment for pharmacists services in an amount greater than the pharmacy benefits manager determines a pharmacist or pharmacy providing the pharmacists services may retain from all payment sources.

4-88-1006. Enforcement.

A violation of this subchapter is a deceptive and unconscionable trade practice under the Deceptive Trade Practices Act, § 4-88-101 et seq."

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator Rapert

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Secretary