

POMA BILL TRACKING

Following are some bills POMA is tracking and recently saw action and are being shared in the April 5, 2024 issue of *Under the Dome*.



HB1993 (T) - An Act amending the act of November 21, 2016 (P.L.1318, No.169), known as the Pharmacy Audit Integrity and Transparency Act, further providing for title of act; in preliminary provisions, further providing for short title and for definitions; in pharmacy audits, further providing for limitations; and providing for pharmacy benefits manager contract requirements and prohibited acts.

Sponsor: Rep. Jessica Benham (D)

Summary: (PN 2833) Amends the Pharmacy Audit Integrity and Transparency Act, further providing for title of act to be known as the Community Pharmacy Protection Act; in preliminary provisions, further providing for short title and for definitions; in pharmacy audits, further providing for limitations; and providing for pharmacy benefits manager contract requirements and prohibited acts. Allows for a pharmacy benefit manager (PBM) to recoup the dispensing fee for particular transactions discovered during a PBM audit of the pharmacy where a scrivener error is made by a pharmacy and is not attributed to fraud, waste or abuse. Provides a chapter for pharmacy benefits manager contract requirements and prohibited acts. Details prohibitions upon a contract between a pharmacy benefit manager or a designee of the pharmacy benefit manager and a pharmacy. Prohibits a pharmacy benefit manager from conducting or participating in spread pricing or patient steering. Directs the department to develop a process for complaints filed by a pharmacy against a PBM, set fixed amounts for PBM claim processing and administrative fees and develop a statewide National Average Drug Acquisition Cost (NADAC) guideline that utilizes wholesale pricing based on manufacturers' invoices. Directs pharmacy benefit managers to approve a request from a pharmacy to be a member of the PBM's network within 30 days of the initial request and to provide a dedicated telephone number and email address for network admission requests. States a PBM hired for the State Employee Health Plan shall have a transparent reimbursement methodology based on the NADAC guidelines and a dispensing fee equal to or greater than the maximum prevailing fee for service or PACE rate in the commonwealth. Directs a PBM to report to the department the amount of rebates and payments received from drug manufacturers and how they were distributed. Effective in 60 days.

HB2084 (T) - An Act amending the act of December 14, 1992 (P.L.1116, No.145), known as the Wholesale Prescription Drug Distributors License Act, further providing for definitions.

Sponsor: Rep. Tim Briggs (D)

Summary: (PN 2818) Amends the Wholesale Prescription Drug Distributors License Act further providing for the definitions of "virtual manufacturer" and "wholesale distributor of prescription drugs," for license application and for storage, handling and recordkeeping. Revises definition for "virtual manufacturer," providing the person with a place of business in the commonwealth in the business of manufacturing and distributing a drug or medical device holds the drug or device approval and label code or is otherwise identified on the product label from the U.S. Food and Drug Administration (FDA) and at no time takes physical possession of any drug or device in the commonwealth. Includes "virtual manufacturers" in the definition for "wholesale distributor of prescription drugs." Adds sections for license application and bond requirements and establishes minimum requirements for licensees, licensees' officers, agents, representatives, employees and virtual manufacturers. Provides an exemption for virtual manufacturers' principal place of business listed on the application that was submitted to the department where no drug or devices are physically stored or handled. Effective in 180 days. (Prior Printer Number(s): 2665) (PN 2665) Amends the Wholesale Prescription Drug Distributors License Act further providing for the definitions of virtual manufacturer and wholesale distributor of prescription drugs. Effective in 60 days.

HB2086 (T) - An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, further providing for youth suicide awareness and prevention and providing for violence prevention and social inclusion.

Sponsor: Rep. Brian Munroe (D)

Summary: (PN 2666) Amends the Public School Code, in terms and courses of study, adding a subsection to further provide for youth suicide awareness and prevention and adding a section to provide for violence prevention and social inclusion. Establishes what shall apply to school personnel and student suicide awareness and prevention training. Specifies the definition of the term "evidence-based" for the purposes of this subsection. Outlines what shall apply to student safety and violence prevention training. Provides what shall apply to student social inclusion training. Stipulates what shall apply to student-led violence prevention clubs. Directs the Department of Education (PDE) to apply for any federal or state funding made available to PDE for the purposes of improving school safety. Specifies definitions. Effective immediately.

HB2087 (T) - An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in casualty insurance, providing for coverage for treatment of pediatric autoimmune neuropsychiatric disorders associated with streptococcal infections and pediatric acute onset neuropsychiatric syndrome.

Sponsor: Rep. Tina M. Davis (D)

Summary: (PN 2667) Amends the Insurance Company Law, in casualty insurance, adding a section to provide for coverage for treatment of pediatric autoimmune neuropsychiatric disorders associated with streptococcal infections and pediatric acute onset neuropsychiatric syndrome. Stipulates that a health insurance policy that is offered after the effective date of this section shall provide coverage for treatment of pediatric autoimmune neuropsychiatric disorders associated with streptococcal infections and pediatric acute onset neuropsychiatric syndrome, including the use of intravenous immunoglobulin therapy. Specifies definitions. Effective in 60 days.

HB2097 (T) - An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in casualty insurance, providing for coverage for blood pressure monitors.

Sponsor: Rep. La'Tasha D. Mayes (D)

Summary: (PN 2680) Amends the Insurance Company Law, in casualty insurance, providing for coverage for blood pressure monitors. Establishes coverage for blood pressure monitors by a government program for pregnant or postpartum enrollees for each pregnancy. Adds definitions for "enrollee," "government program" and "postpartum." Effective in 60 days.

HB2109 (T) - An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in terms and courses of study, providing for student mental health supports.

Sponsor: Rep. Napoleon J. Nelson (D)

Summary: (PN 2693) Amends the Public School Code, in terms and courses of study, providing for student mental health supports. Requires school entities to adopt a comprehensive student mental health support policy consistent with subsection (c), provide parental, employee and public notice of the policy and include four hours of training in comprehensive student mental health support every five years in professional development plans for educators in grades six through twelve, beginning with the 2024-2025 school year. Directs the department to develop a model student mental health support policy with a youth mental health organization within the commonwealth, compile and post on its publicly accessible website various educational resources and guidelines and develop a model student mental health curriculum to be made available to all public school entities and requested nonpublic schools. Details items to be included in the department's model policy and any policy adopted by the school entity regarding student mental health supports. Provides definitions. Effective in 60 days.

HB2130 (T) - An Act amending the act of April 23, 1956 (1955 P.L.1510, No.500), known as the Disease Prevention and Control Law of 1955, providing for amnesty for disciplinary actions regarding COVID-19 protocols.

Sponsor: Rep. Russ Diamond (R)

Summary: (PN 2715) Amends the Disease Prevention and Control Law, adding a section to provide for amnesty for disciplinary actions regarding COVID-19 protocols. Asserts that any disciplinary action taken, penalty paid or violation

noted in a report of inspection by a local board or department of health, the department or by the Department of Agriculture on retail food facility for failure to comply with specified provisions during the period when the governor's proclamation of disaster emergency issued on March 6, 2020, was in effect shall be removed from the official record and in the case of a penalty paid, shall be refunded. Effective immediately.

HB2131 (T) - An Act amending the act of February 13, 1970 (P.L.19, No.10), entitled "An act enabling certain minors to consent to medical, dental and health services, declaring consent unnecessary under certain circumstances," providing for consent required for vaccines.

Sponsor: Rep. Russ Diamond (R)

Summary: (PN 2716) Amends the act entitled "An act enabling certain minors to consent to medical, dental and health services, declaring consent unnecessary under certain circumstances," adding a section to provide for consent required for vaccines. Establishes that an individual who is 18 or older, or has graduated from high school, or has been pregnant or is legally emancipated may consent to receive a vaccine for themselves, and the consent of no other person shall be necessary. Asserts that an individual under 18, or who has not graduated from high school, or who has not been pregnant or who has not been legally emancipated may not solely give consent to receive a vaccine, stipulating that consent from a parent or legal guardian shall be required prior to the administration of a vaccine for a specified individual. Adds that a specified individual or another parent or legal guardian may not abrogate the consent provided by a parent or legal guardian on the individual's behalf. Effective in 60 days.

HB2137 (T) - An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, providing for maternal and newborn supply kit; and establishing the Maternal and Newborn Supply Kit Fund.

Sponsor: Rep. La'Tasha D. Mayes (D)

Summary: (PN 2823) Amends Title 35 (Health and Safety), providing for maternal and newborn supply kit; and establishing the Maternal and Newborn Supply Kit Fund in the State Treasury, administered by the Department of Health. Adds a new chapter for maternal and newborn health and provides the scope and purpose of the chapter. Provides definitions for "community-based organization," "department," "fund," "maternal and newborn supply kit" and "program." Describes the program, procedures, and online education for parents. Section 2 of this act shall take effect in 60 days. Section 3 shall take effect immediately. The remainder of this act shall take effect in one year.

HB2138 (T) - An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in casualty insurance, providing for coverage for blood pressure monitors.

Sponsor: Rep. Mandy Steele (D)

Summary: (PN 2835) Amends the Insurance Company Law, in casualty insurance, providing for coverage for blood pressure monitors. Requires that a health insurance policy offered, issued or renewed in the commonwealth must include coverage, including reimbursement, for blood pressure monitors for pregnant or postpartum insureds for each pregnancy. Provides definitions. Effective in 60 days.

HB2146 (T) - An Act amending the act of February 13, 1970 (P.L.19, No.10), entitled "An act enabling certain minors to consent to medical, dental and health services, declaring consent unnecessary under certain circumstances," further providing for release of medical records; and providing for parent or legal guardian access to medical records.

Sponsor: Rep. Zachary Mako (R)

Summary: (PN 2770) Amends the act entitled "An act enabling certain minors to consent to medical, dental and health services, declaring consent unnecessary under certain circumstances," further providing for release of medical records to make an editorial change inserting language related to section 1.3; and adding a section providing for parent or legal guardian access to medical records to assert that a parent or legal guardian of a minor under 18 years of age shall have full access to the minor's medical, dental or health services or mental health treatment records. Effective in 60 days.

HB2159 (T) - An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in casualty insurance, further providing for coverage for colorectal cancer screening.

Sponsor: Rep. Patrick Gallagher (D)

Summary: (PN 2792) Amends the Insurance Company Law, in casualty insurance, further providing for coverage for colorectal cancer screening. Provides for coverage in accordance with the American Cancer Society guidelines for screening published as of May 30, 2018, consistent with approved medical standards and practices. Provides coverage guidelines for nonsymptomatic covered individuals ages forty-five and older, symptomatic covered individuals and nonsymptomatic covered individuals at high risk for colorectal cancer under forty-five years of age. Provides coverage is not subject to prior authorization and cannot require any form of advanced notification to an insurer. Defines health insurance policy, colonoscopy, colorectal cancer screening, nonsymptomatic person at high or increase risk and symptomatic person. Establishes the act will apply to any policy filed with the federal government or Insurance Department on or after the effective date and all policies not filed with the federal government or Insurance Department on or after 180 days after the effective date. Effective in 60 days.

HB2169 (T) - An Act amending the act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, in personal income tax, providing for preceptor tax deduction.

Sponsor: Rep. Tarik Khan (D)

Summary: (PN 2829) Amends the Tax Reform Code, in personal income tax, providing for preceptor tax deduction. Establishes the Preceptor Certification Committee within the department and provides for membership. Provides for duties of the committee, including developing and implementing a plan for certifying applications for tax deductions and collecting documentation. Adds further definitions. Effective in 60 days.

HB2178 (T) - An Act amending Title 63 (Professions and Occupations (State Licensed)) of the Pennsylvania Consolidated Statutes, providing for training relating to implicit bias and cultural competence.

Sponsor: Rep. Morgan Cephas (D)

Summary: (PN 2842) Amends Title 63 (Professions and Occupations (State Licensed)), providing for training relating to implicit bias and cultural competence. Adds a part for administration. Adds a chapter for training. Provides definitions for "cultural competence," "department," "health-related state board," and "implicit bias." Provides requirements and documentation for continuing education, and regulations for competencies for curriculum and delivery of training and the minimum number of credit hours. Effective in 60 days.

HB2185 (T) - An Act amending the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, in school health services, providing for type 1 diabetes education parental notification.

Sponsor: Rep. Justin C. Fleming (D)

SB1091 (T) - An Act amending the act of July 9, 1987 (P.L.220, No.39), known as the Social Workers, Marriage and Family Therapists and Professional Counselors Act, further providing for legislative intent, for definitions, for license required, for State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, for powers and functions of board, for qualifications for license, for procedures for licensing, for reciprocity, for endorsement of out-of-State licenses and for reinstatement of license; providing for restrictions on use of title "Licensed Recreational Therapist"; and further providing for penalties, for license renewal and records and fees and for unlawful practice.

Sponsor: Sen. Lynda Culver (R)

Summary: (PN 1404) Amends the Social Workers, Marriage and Family Therapists and Professional Counselors Act, further providing for legislative intent, for definitions, for license required, for State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, for powers and functions of board, for qualifications for license, for procedures for licensing, for reciprocity, for endorsement of out-of-State licenses and for reinstatement of license; providing for restrictions on use of title "Licensed Recreational Therapist"; and further providing for penalties, for

license renewal and records and fees and for unlawful practice. Provides for recreational therapy and licensed recreational therapists in definitions, licensing and naming of the relevant State Board and members of the State Board. Establishes licensing qualifications for a recreational therapist license. Establishes requirements for the issuance of a recreational therapist license to an applicant holding a recreational therapist license in another state. Establishes restrictions on the use of the title "Licensed Recreational Therapist." Provides for relevant penalties, license renewal and unlawful practices. Effective in 60 days.

SB1092 (T) - An Act amending Title 40 (Insurance) of the Pennsylvania Consolidated Statutes, in regulation of insurers and related persons generally, providing for rebates and inducements; and making repeals.

Sponsor: Sen. John Disanto (R)

Summary: (PN 1405) Amends Title 40 (Insurance), in regulation of insurers and related persons generally, providing for rebates and inducements; and making repeals. Provides definitions. Establishes unfair or deceptive acts or practices regarding rebates and inducements. Provides exceptions. Provides for permissible activities of an insurer or insurance producer regarding rebates and inducements. Prohibits the use of "free," "no cost" or similar words in insurer or insurance producer advertisements. Provides for pilot or testing programs that may not extend beyond one year. Provides for penalties and regulations. Effective in 180 days.

SB1094 (T) - An Act amending the act of May 17, 1921 (P.L.682, No.284), known as The Insurance Company Law of 1921, in casualty insurance, providing for coverage for postacute neurorehabilitation.

Sponsor: Sen. Timothy P. Kearney (D)

Summary: (PN 1410) Amends the Insurance Company Law, in casualty insurance, providing for coverage for postacute neurorehabilitation. Provides coverage for postacute neurorehabilitation for an acquired brain injury under all group or individual health or sickness or accident insurance policies providing hospital or medical/surgical coverage and all group or individual subscriber contracts or certificates issued by any entity subject to 40 Pa.C.S. Ch. 61 or 63. Details included coverage. Requires insurers to verify the licenses, accreditation, training and experience of postacute neurorehabilitation individual practitioners and treatment facilities prior to payment for services. Prohibits limitations on the number of days of covered postacute care. Exempts section coverage from greater deductibles, coinsurances, copayments or out-of-pocket limits than any other benefit provided by the Insurance Department (PID). Directs PID to promulgate relevant rules and regulations that require an insurer to provide adequate training to personnel responsible for preauthorization of coverage or utilization review for services under the section. Provides exemptions. Provides definitions. Effective in 60 days.

SB1099 (T) - An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in grants to fire companies and emergency medical services companies, further providing for publication and notice and for award of grants, repealing provisions relating to COVID-19 Crisis Fire Company and Emergency Medical Services Grant Program and to Emergency Medical Services COVID-19 Recovery Grant Program, further providing for expiration of authority, repealing provisions relating to expiration of authority relating to COVID-19 Crisis Fire Company and Emergency Medical Services Grant Program and to expiration of authority relating to Emergency Medical Services COVID-19 Recovery Grant Program and further providing for annual reports.

Sponsor: Sen. Doug Mastriano (R)

Summary: (PN 1426) Amends Title 35 (Health and Safety), in grants to fire companies and emergency medical services companies, further providing for definitions, for publication and notice, for award of grants, for consolidation incentive, for publication and notice and for award of grants, repealing provisions relating to COVID-19 Crisis Fire Company and Emergency Medical Services Grant Program and to Emergency Medical Services COVID-19 Recovery Grant Program, further providing for expiration of authority, repealing provisions relating to expiration of authority relating to COVID-19 Crisis Fire Company and Emergency Medical Services Grant Program and to expiration of authority relating to Emergency Medical Services COVID-19 Recovery Grant Program and further providing for annual reports. Renames Section 1 and adds definitions. Provides that the commissioner should utilize to the greatest extent possible the Commonwealth's Electronic Single Application for Assistance. Provides for additional grants through the establishment of a certification bonus point system to award additional grants to fire companies by the commissioner and provides the application process and requirements. Adds municipality to up-to-date point-of-contact information requirements. Adds designation by a municipality, by resolution or ordinance, as a provider of fire or rescue services

within the municipality to eligibility requirements. Provides for the construction savings account and its application and eligibility requirements.
