

SUBSTITUTE FOR  
SENATE BILL NO. 656

A bill to amend 1939 PA 280, entitled  
"The social welfare act,"  
(MCL 400.1 to 400.119b) by adding section 109/.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 109/. THE DEPARTMENT OF COMMUNITY HEALTH AND CONTRACTED  
2 HEALTH PLANS SHALL UTILIZE A PROCESS FOR MAXIMUM ALLOWABLE COST  
3 PRICING RECONSIDERATIONS THAT MUST BE AVAILABLE AND PROVIDED TO  
4 PROVIDERS AND PHARMACISTS. THIS PROCESS MUST INCLUDE IDENTIFICATION  
5 OF 3 NATIONAL DRUG CODES, IF THERE ARE 3 OR MORE AVAILABLE, AND ALL  
6 AVAILABLE NATIONAL DRUG CODES, IF THERE ARE FEWER THAN 3, FOR THE  
7 DRUG IN QUESTION THAT ARE ACTUALLY AVAILABLE AND DELIVERABLE BY A  
8 MICHIGAN LICENSED WHOLESALER OR A MICHIGAN LICENSED MANUFACTURER  
9 AND WOULD FALL INTO THE DEPARTMENT OF COMMUNITY HEALTH'S OR

1 CONTRACTED HEALTH PLANS' MAXIMUM ALLOWABLE COST PRICING. THE  
2 PROCESS MUST BE COMPLETED IN 10 BUSINESS DAYS, WITH ALL  
3 NOTIFICATION TO THE PHARMACY IN EITHER WRITTEN OR ELECTRONIC FORM.  
4 THE DEPARTMENT OF COMMUNITY HEALTH AND CONTRACTED HEALTH PLANS  
5 CANNOT BE HELD ACCOUNTABLE FOR FAILING TO PROVIDE INFORMATION FOR  
6 WHICH THEY DO NOT HAVE ACCESS.