

BILL ANALYSIS

H.B. 3266
By: Miller

BACKGROUND AND PURPOSE

This bill requires a biennial audit of retail and mail order pharmacy claims of certain public employees (the Employees Retirement System and the Teacher Retirement System).

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

H.B. 3266 amends the Government Code to add two new sections, Sections 1551.068 and 1575.111. Chapter 1551 of the Government Code governs the Texas Employees Group Benefits Act. The new Section 1551.068 requires that the state auditor shall conduct a biennial audit of pharmacy claims and submit to the board of trustees for the Texas Employees Group Benefits Act a report on the claims data for prescriptions for a 90-day supply of drugs to verify parity between retail and mail order pharmacies of all factors of reimbursement, including average wholesale price and maximum allowable cost. Chapter 1575 of the Government Code governs the Texas Public School Employees Group Benefits Program. The new Section 1575.111 requires the same biennial audit of pharmacy claims and the report must be submitted to the trustee of the Texas Public School Employees Group Benefits Program.

EFFECTIVE DATE

The effective date is September 1, 2011, and these initial audit reports required by these two new sections are due no later than September 1, 2013.