

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1287 Session of
2013

INTRODUCED BY CUTLER, WHEATLEY, D. COSTA, KORTZ, GINGRICH,
BAKER, MOLCHANY, HESS, CLYMER, WATSON, HICKERNELL AND MURT,
APRIL 30, 2013

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES,
JUNE 4, 2013

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An
2 act to consolidate, editorially revise, and codify the public
3 welfare laws of the Commonwealth," providing for electronic
4 prior approval for Medicaid.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Subarticle (f) of Article IV of the act of June
8 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, is
9 amended by adding a section to read:

10 Section 449.1. Electronic Prior Approval Process.--(A) The <--
11 Medical Assistance Fee for Service Program shall have an
12 electronic prior approval process in place one hundred twenty
13 days after the effective date of this section for use by
14 physicians to secure approval of any preferred and nonpreferred
15 drugs requiring prior approval. Preferred and nonpreferred
16 psychotropic drugs prescribed by Pennsylvania licensed
17 physicians specializing in the field of psychiatry shall be
18 exempt from prior authorization requirements. The department

1 shall draft guidelines to update lists and processes on a
2 regular basis in order to best meet the needs of the citizens of
3 this Commonwealth.

4 (B) NO LATER THAN ONE YEAR FROM THE EFFECTIVE DATE OF THIS <--
5 SECTION, THE DEPARTMENT SHALL ISSUE A REPORT ELECTRONICALLY TO
6 THE CHAIRMAN AND MINORITY CHAIRMAN OF THE PUBLIC HEALTH AND
7 WELFARE COMMITTEE OF THE SENATE, THE CHAIRMAN AND MINORITY
8 CHAIRMAN OF THE HEALTH COMMITTEE AND THE CHAIRMAN AND MINORITY
9 CHAIRMAN OF THE HUMAN SERVICES COMMITTEE OF THE HOUSE OF
10 REPRESENTATIVES, AND THEN A SECOND REPORT NO LATER THAN THREE
11 YEARS FROM THE EFFECTIVE DATE OF THIS SECTION. THE REPORT SHALL
12 CONTAIN INFORMATION DETAILING ANY COSTS OR SAVINGS RELATED TO
13 IMPLEMENTING THE PROVISIONS OF THIS SECTION RELATED TO EXEMPTING
14 LICENSED PHYSICIANS SPECIALIZING IN THE FIELD OF PSYCHIATRY FROM
15 HAVING TO OBTAIN PRIOR AUTHORIZATION FOR PREFERRED AND
16 NONPREFERRED PSYCHOTROPIC DRUGS.

17 Section 2. This act shall take effect in 180 days.