



House of Representatives *State of Utah*

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January 27, 2006

Mr. Speaker:

The Health and Human Services Committee reports a favorable recommendation on **H.B. 105**, MEDICAID GENERIC DRUG REIMBURSEMENT AMENDMENTS, by Representative M. Walker, with the following amendments and recommends it be placed on the Consent Calendar.

1. *Page 2, Lines 44 through 50:*

- 44 Health may only reimburse for the generic form of the drug unless {~~;~~
- 45 ~~—(a)}~~ the treating physician demonstrates to the Department of Health a medical
necessity
- 46 for dispensing the nongeneric, brand-name legend drug[~~;~~] {~~;~~or
- 47 ~~—(b) reimbursement to the state for the brand name drug makes the brand name
drug less~~
- 48 ~~expensive to the state than the cost of the generic form of the drug}~~ . . .
(5) The Department of Health pharmacists may override the generic mandate
provisions of Subsection (4) if a financial benefit will accrue to the state.
- 49 {~~(5)}~~ (6) This section does not affect the state's ability to exercise the
exclusion options
- 50 available under the Federal Omnibus Budget Reconciliation Act of 1990.

Respectfully,

Bradley G. Last
Committee Chair

M. Walker
Sponsor

Voting: 7-0-1

4 HB0105.HC1.WPD 1/27/06 9:25 am snewton/MDA CJD/MDA

Bill Number



HB0105

Action Class



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Action Code



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