

Michigan Legislative and Regulatory Pharmacy Initiatives Update

Michigan Association of Health Plans

Summer Conference

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Objectives

- Opioid Legislative Initiatives
- New MAPS System
- Legislation Mandating Prescription Drug Benefits
- Biosimilar Update
- On the Horizon

Opioid Legislative Initiatives

The Michigan Prescription Drug and Opioid Abuse Task Force made recommendations prompting new legislation:

- Availability of Opioid Antagonists that can prevent overdose and possibly death:
 - HB 5326- Allows dispensing of opioid antagonist pursuant to a standing order (Passed House; no action yet in Senate Health Policy)
 - SB 778 - Allows dispensing of opioid antagonist pursuant to a standing order
 - HB 5390- Allows law enforcement and firefighters to carry opioid antagonists
 - SB 805/SB 806- Allows prescribers and pharmacies to dispensing opioid antagonists to school boards; provides training and policies for administration of opioid antagonists in public schools

Michigan Automated Prescription System (MAPS)

- Michigan Prescription Drug and Opioid Abuse Task Force recommended updating or replacing the Michigan Automated Prescription System
- MAPS is electronic monitoring system established in 2003 to track controlled substance (CS) prescriptions schedule 2-5
- \$4.5 million budgeted to replace the current MAPS system with a more efficient, secure and flexible system including mid-day updates, auto alerts and enhanced reporting
- Enhanced reporting and analytics will improve monitoring and interventions in the following areas:
 - Over prescribing
 - Drug Diversion
 - Doctor Shopping

Opioid Legislative Initiatives

The Michigan Prescription Drug and Opioid Abuse Task Force made recommendations prompting new legislation:

- MAPS reporting requirements, provider responsibilities and associated penalties.
 - HB 4811-Requires additional requirements for reporting CS prescriptions to MAPS including requirements for prescribers to check MAPS
 - SB 769/SB 770-Requires provider to run a MAPS report for new patients before prescribing CS drugs and requires physicians failing to run a MAPS report to attend certain classes
 - SB 828-Requires hospitals to report all CS drugs administered in hospital to MAPS (MAHP opposed)
 - SB 1024-Removes sunset provision for health plans access to MAPS that is scheduled for 12/31/16
 - SB 771/SB 772- Increases penalties for wrongful prescribing, dispensing or distribution of CS drugs; provides sentencing guidelines for wrongful prescribing, dispensing or distribution of CS drugs

Legislation Impacting the Pharmacy Benefit

- **Med synchronization:**
 - SB 150-Allows for synchronizing multiple prescriptions without reduction in dispensing fees and must pro-rate copayments based on days supply
 - Public Act 38 signed by Governor March 2016, effective March 2017
- **Pharmacy Formulary:**
 - SB 354-Regulates tiered formulary for prescription drugs (MAHP opposes)
- **Oral Contraceptives:**
 - SB 466-Requires coverage for the dispensing of 12-month supply of birth control (MAHP opposes)

Legislation Impacting the Pharmacy Benefit

- **Chemotherapy Parity:**
 - SB 625-Provides for equal treatment for orally administered chemotherapy. (Passed in House, Senate hearing)
- **Abuse Deterrent Opioid Analgesic Drugs :**
 - SB 915/HB 5598-Requires health insurance coverage for abuse deterrent opioid analgesics

Biosimilar Legislation

- Biosimilars=highly similar lower cost versions of innovator products (Follow on Biologics or FOBs)
- Interchangeable biologics=biosimilars that meet additional standards for interchangeability
- Estimated savings for biosimilars/interchangeable biosimilars, 10-30%
- Bills have been passed in 22 states, 1 state is awaiting governor's signature and 3 states are pending, including Michigan
- HB Bill 4812-would amend the Public Health Code to:
 - Authorize pharmacists to dispense an interchangeable biological drug product in lieu of a prescribed biological drug product
 - Require pharmacists to notify prescriber of the substitution and retain record of the interchangeable product dispensed for two years

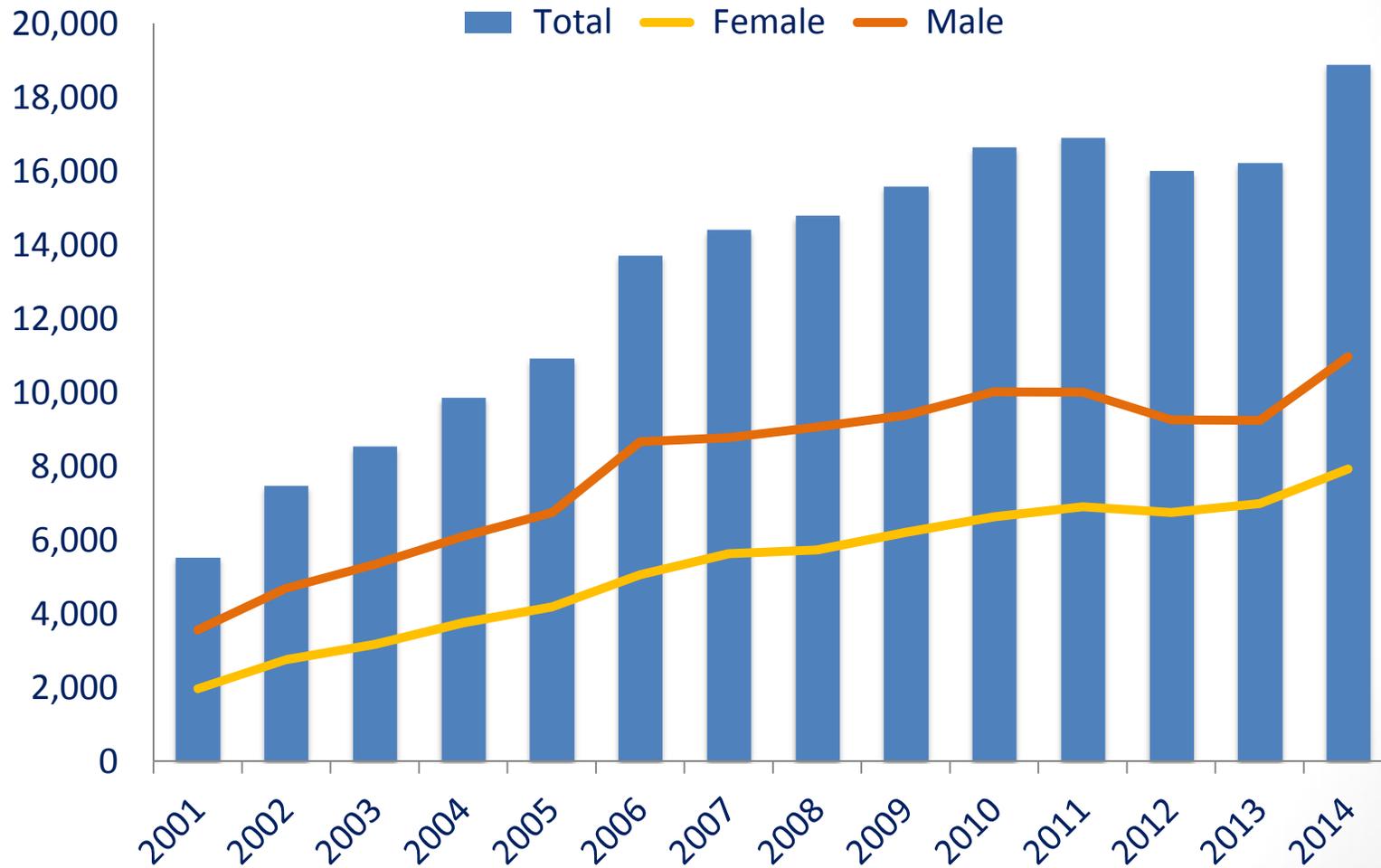


National Institute on Drug Abuse



National Overdose Deaths

Number of Deaths from Prescription Opioid Pain Relievers



Source: National Center for Health Statistics, CDC Wonder

On the Horizon....

- Mandatory electronic prescribing for controlled substances with a goal of reducing fraud, abuse and addiction
- Enacted in Minnesota in 2011
- Effective March 2016 in New York State and includes fines and penalties for non-compliance
- 95% of Michigan pharmacies indicate that they are certified to receive electronic CS prescriptions
- Successful implementation in Michigan would require collaboration from all stakeholders:
 - Prescribers
 - Pharmacies
 - Emergency Departments
 - Hospitals
- Coupled with routine and consistent MAPS reporting, this could be a significant step toward addressing the root cause of controlled substance fraud, abuse, addiction and overdose

Questions?

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