

### **§ 1385. Books of account**

Each plan, solicitor firm, and solicitor shall keep and maintain current such books of account and other records as the director may by rule require for the purposes of this chapter. Every plan shall require all providers who contract with the plan to report to the plan in writing all surcharge and copayment moneys paid by subscribers and enrollees directly to such providers, unless the director expressly approves otherwise.

#### **HISTORY:**

Added Stats 1975 ch 941 § 2, operative July 1, 1976. Amended Stats 1999 ch 525 § 131 (AB

78), effective January 1, 2000, operative July 1, 2000.

## **ARTICLE 6.1**

### **Pharmacy Benefit Management Services**

#### Section

1385.001. “Pharmacy benefit manager” defined.

1385.002. Authority of department.

1385.003. Required disclosures of health care service plan.

1385.004. Requirements of pharmacy benefit manager.

1385.005. Required registration for pharmacy benefit manager.

1385.006. Discipline for failure to comply.

1385.007. Task Force on Pharmacy Benefit Management Reporting; Reporting requirements [Repealed].

**HISTORY:** Added Stats 2018 ch 905 § 4 (AB 315), effective January 1, 2019, operative January 1, 2020.

#### **§ 1385.001. “Pharmacy benefit manager” defined**

For the purposes of this article, “pharmacy benefit manager” means a person, business, or other entity that, pursuant to a contract with a health care service plan, manages the prescription drug coverage provided by the health care service plan, including, but not limited to, the processing and payment of claims for prescription drugs, the performance of drug utilization review, the processing of drug prior authorization requests, the adjudication of appeals or

grievances related to prescription drug coverage, contracting with network pharmacies, and controlling the cost of covered prescription drugs. This definition shall not include a health care service plan licensed under this chapter or any individual employee of a health care service plan or its contracted provider, as defined in subdivision (i) of Section 1345, performing the services described in this section.

**HISTORY:**

Added Stats 2018 ch 905 § 4 (AB 315), effec-

tive January 1, 2019, operative January 1, 2020.