

SENATE BILL No. 16

By Committee on Financial Institutions and Insurance

1-10

1 AN ACT concerning insurance; relating to third party administrators;
2 discontinuing certain exemptions from the pharmacy benefits manager
3 licensure act; amending K.S.A. 2022 Supp. 40-3821 and repealing the
4 existing section.

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6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2022 Supp. 40-3821 is hereby amended to read as
8 follows: 40-3821. (a) K.S.A. 40-3821 through 40-3828, and amendments
9 thereto, and K.S.A. 2022 Supp. 40-3828a, and amendments thereto, shall
10 be known and may be cited as the pharmacy benefits manager licensure
11 act.

12 (b) ~~On and after January 1, 2023,~~ A person shall not perform, act or
13 do business in this state as a pharmacy benefits manager unless such
14 person has a valid license issued by the commissioner pursuant to this
15 act.

16 (c) This act shall apply to any pharmacy benefits manager that
17 provides claims processing services, other prescription drug or device
18 services, or both, to covered persons who are residents of this state.

19 ~~(d) This act shall not apply to any pharmacy benefits manager that~~
20 ~~holds a certificate of registration as an administrator pursuant to K.S.A.~~
21 ~~40-3810, and amendments thereto.~~

22 ~~(e)~~—A license issued in accordance with the pharmacy benefits
23 manager licensure act shall be nontransferrable.

24 Sec. 2. K.S.A. 2022 Supp. 40-3821 is hereby repealed.

25 Sec. 3. This act shall take effect and be in force from and after its
26 publication in the statute book.