



December 15, 2020

The Honorable Michael Conway
Chair Regulatory Framework (B) Task Force
Members of the Regulatory Framework (B) Task Force

Delivered via email to Jolie Matthews at jmatthews@naic.org

Re: Proposed Draft of the Pharmacy Benefit Manager and Regulation Model Act

Dear Chair Conway and Task Force Members:

The Pharmaceutical Care Management Association (PCMA) appreciates the opportunity to provide comments on the proposed draft of the Pharmacy Benefit Manager (PBM) Licensure and Regulation Model Act (Model) that the Task Force exposed for comments on November 19, 2020.

PCMA is the national association representing America's PBMs, which administer prescription drug plans and operate specialty pharmacies for more than 270 million Americans with health coverage through Fortune 500 companies, health insurers, labor unions, Medicare, Medicaid, the Federal Employees Health Benefits Program (FEHBP), and the exchanges established by the Affordable Care Act (ACA).

PBMs play a vital role in managing the cost and utilization of prescription drugs and improving the value of plan sponsors' drug benefits. Using advanced tools to manage pharmacy benefits, such as negotiating price concessions from drug manufacturers, improving patient adherence to prescribed medications, encouraging the use of generic drugs, managing high-cost specialty medications, and offering more affordable pharmacy channels, PBMs have achieved an overall stable drug trend for prescription drug costs.

PCMA, along with a variety of interested parties, including representatives of pharmacies and consumer representatives, actively participated in the Subgroup's work on the Model. The subgroup heard from a vast array of consumer and other stakeholders, allowing everyone to be heard. The process was deliberative, thoughtful and contained a great deal of compromise.

While the compromises in the final draft do not necessarily reflect PCMA's ideal public policy, it does reflect a reasonable set of compromises across all interested parties. We believe the legislation as it currently stands meets the original stated goal, and we thank the Subgroup members for their willingness to be open to any and all points of view during this process. PCMA has no further comments on the substance of the



exposure draft and would encourage the Task Force members to adopt the Model as drafted by the PBM Regulatory Issues Subgroup.

Sincerely,

A handwritten signature in black ink, appearing to read "Lauren". The signature is fluid and cursive, with a large initial "L" and a trailing flourish.

Lauren Rowley
Senior Vice President

Cc: Jolie Matthews

DRAFT