

Senate File 2367

H-8499

1 Amend Senate File 2367, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 3, line 7, by striking <\$2> and inserting
4 <\$4>
5 2. Page 7, by striking lines 5 through 7.
6 3. Page 13, after line 32 by inserting:
7 <7. DEPENDENT ADULT ABUSE. For costs associated
8 with implementing the requirements of 2010 Iowa Acts,
9 Senate File 2333, if enacted:
10 \$ 250,000>
11 4. By striking page 15, line 29, through page 16,
12 line 1.
13 5. Page 22, line 26, after <procured contracts> by
14 inserting <let by another participating agency>
15 6. By striking page 23, line 28, through page 26,
16 line 10, and inserting:
17 <DIVISION _____
18 MEDICATION THERAPY MANAGEMENT
19 Sec. _____. MEDICATION THERAPY MANAGEMENT — PILOT
20 — REPEAL.
21 1. As used in this section unless the context
22 otherwise requires:
23 a. "Eligible employee" means an employee of the
24 state, with the exception of an employee of the state
25 board of regents or institutions under the state board
26 of regents, for whom group health plans are established
27 pursuant to chapter 509A providing for third-party
28 payment or prepayment for health or medical expenses.
29 b. "Medication therapy management" means a
30 systematic process performed by a licensed pharmacist,
31 designed to optimize therapeutic outcomes through
32 improved medication use and reduced risk of adverse
33 drug events, including all of the following services:
34 (1) A medication therapy review and in-person
35 consultation relating to all medications, vitamins, and
36 herbal supplements currently being taken by an eligible
37 individual.
38 (2) A medication action plan, subject to the
39 limitations specified in this section, communicated
40 to the individual and the individual's primary care
41 physician or other appropriate prescriber to address
42 safety issues, inconsistencies, duplicative therapy,
43 omissions, and medication costs. The medication action
44 plan may include recommendations to the prescriber for
45 changes in drug therapy.
46 (3) Documentation and follow-up to ensure
47 consistent levels of pharmacy services and positive
48 outcomes.
49 2. a. Prior to July 1, 2010, the department of
50 administrative services shall utilize a request for

1 proposals process to contract for the provision of
2 medication therapy management services beginning July
3 1, 2010, for eligible employees who meet any of the
4 following criteria:

5 (1) An individual who takes four or more
6 prescription drugs to treat or prevent two or more
7 chronic medical conditions.

8 (2) An individual with a prescription drug therapy
9 problem who is identified by the prescribing physician
10 or other appropriate prescriber, and referred to a
11 pharmacist for medication therapy management services.

12 (3) An individual who meets other criteria
13 established by the third-party payment provider
14 contract, policy, or plan.

15 *b.* The contract shall require the company to
16 provide annual reports to the general assembly
17 detailing the costs, savings, estimated cost avoidance
18 and return on investment, and patient outcomes
19 related to the medication therapy management services
20 provided. The company shall guarantee demonstrated
21 annual savings, including any savings associated with
22 cost avoidance at least equal to the program's costs
23 with any shortfall amount refunded to the state. As
24 a proof of concept in the program for the period
25 beginning July 1, 2010, and ending June 30, 2011, the
26 company shall offer a dollar-for-dollar guarantee for
27 drug product costs savings alone. Prior to entering
28 into a contract with a company, the department and
29 the company shall agree on the terms, conditions,
30 and applicable measurement standards associated
31 with the demonstration of savings. The department
32 shall verify the demonstrated savings reported by
33 the company was performed in accordance with the
34 agreed upon measurement standards. The company shall
35 be prohibited from using the company's employees to
36 provide the medication therapy management services and
37 shall instead be required to contract with licensed
38 pharmacies, pharmacists, or physicians.

39 *c.* The fees for pharmacist-delivered medication
40 therapy management services shall be separate from
41 the reimbursement for prescription drug product or
42 dispensing services; shall be determined by each
43 third-party payment provider contract, policy, or plan;
44 and must be reasonable based on the resources and time
45 required to provide the service.

46 *d.* A fee shall be established for physician
47 reimbursement for services delivered for medication
48 therapy management as determined by each third-party
49 payment provider contract, policy, or plan, and must be
50 reasonable based on the resources and time required to

1 provide the service.

2 e. If any part of the medication therapy management
3 plan developed by a pharmacist incorporates services
4 which are outside the pharmacist's independent scope
5 of practice including the initiation of therapy,
6 modification of dosages, therapeutic interchange, or
7 changes in drug therapy, the express authorization
8 of the individual's physician or other appropriate
9 prescriber is required.

10 3. This section is repealed December 31, 2011.

11 Sec. _____. EFFECTIVE UPON ENACTMENT. This division
12 of this Act, being deemed of immediate importance,
13 takes effect upon enactment.>

14 7. Page 26, after line 17 by inserting:

15 <DIVISION _____
16 DEPARTMENT OF HUMAN RIGHTS PROVISIONS

17 Sec. _____. Section 216A.3, subsection 2, unnumbered
18 paragraph 1, Code 2009, as amended by 2010 Iowa Acts,
19 Senate File 2088, section 103, is amended to read as
20 follows:

21 The board shall consist of ~~fourteen~~ sixteen members,
22 including ~~nine~~ eleven voting members and ~~five~~ nonvoting
23 members and ~~determined~~ as follows:

24 Sec. _____. Section 216A.12, subsection 2, Code
25 Supplement 2009, as amended by 2010 Iowa Acts, Senate
26 File 2088, section 108, is amended to read as follows:

27 2. The members of the commission shall be appointed
28 during the month of June and shall serve for staggered
29 four-year terms ~~commencing July 1 of the year of~~
30 ~~appointment~~ which shall begin and end pursuant to
31 section 69.19. Members appointed shall continue to
32 serve until their respective successors are appointed.
33 Vacancies in the membership of the commission shall be
34 filled by the original appointing authority and in the
35 manner of the original appointments. Members shall
36 receive actual expenses incurred while serving in their
37 official capacity. Members may also be eligible to
38 receive compensation as provided in section 7E.6.

39 DIVISION _____
40 TREASURER OF STATE PROVISIONS

41 Sec. _____. NEW SECTION. 12G.1 Iowa financial
42 literacy program — legislative intent.

43 The general assembly finds that the general welfare
44 of this state and well-being of its citizens is
45 directly related to the financial education of those
46 citizens. While the state has limited resources
47 to promote financial literacy, a vital and valid
48 public purpose shall be served by the creation and
49 implementation of programs which encourage and make
50 possible the attainment of financial literacy by the

1 largest possible number of citizens in this state, and
2 particularly by low-income to moderate-income families.

3 Sec. ____ . NEW SECTION. **12G.2 Program created.**

4 1. An Iowa financial literacy program is created
5 within the office of the treasurer of state. The
6 treasurer of state shall have all powers necessary to
7 carry out and effectuate the purposes, objectives, and
8 provisions pertaining to the program, including the
9 authority to do all of the following:

10 a. Promote the advantages of personal savings
11 and responsible borrowing and the viability and
12 desirability of implementing a personal savings program
13 and responsible borrowing practices regardless of an
14 individual's or family's financial status.

15 b. Create an incentive program and awards ceremony
16 whereby individuals and families who have made
17 significant progress toward achieving personal savings
18 goals and engaging in responsible borrowing practices
19 shall be officially recognized.

20 c. Create strategies for coordination of the
21 program with the Iowa educational savings plan trust
22 established in chapter 12D.

23 d. Make presentations to groups including but not
24 limited to schools, hospitals, civic organizations,
25 and privately organized clubs and groups regarding the
26 existence of the program.

27 e. Coordinate conferences, meetings, and events
28 which promote financial literacy and education.

29 2. The treasurer of state shall not accept any
30 moneys or materials for the program from any private
31 source that will create the appearance that the
32 treasurer of state endorses any particular financial
33 product or any particular entity or otherwise will be
34 deemed to create an unacceptable conflict of interest.

35 Sec. ____ . NEW SECTION. **12G.3 Financial literacy**
36 **fund.**

37 1. A financial literacy fund is created within the
38 state treasury under the control of the treasurer of
39 state. The fund shall consist of moneys in the form
40 of a devise, gift, bequest, donation, federal or other
41 grant, reimbursement, repayment, judgment, transfer,
42 payment, or appropriation from any source intended to
43 be used for the purposes of the fund.

44 2. Moneys in the fund are appropriated to the
45 treasurer of state for purposes of the Iowa financial
46 literacy program established in section 12G.2.

47 3. Section 8.33 does not apply to any moneys in the
48 fund. Notwithstanding section 12C.7, subsection 2,
49 interest or earnings on moneys deposited in the fund
50 shall be credited to the fund.

