HOUSE FILE 558

BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HSB 90)

(As Amended and Passed by the House April 1, 2013)

A BILL FOR

1 An Act relating to drug control, including the criminal offense
2   of prohibited acts related to controlled substances and the
3   information program for drug prescribing and dispensing, and
4   providing a penalty.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 124.403, subsection 2, Code 2013, is
2 amended to read as follows:
3 2. Any person who violates this section, or who acts with,
4 enters into a common scheme or design with, or conspires with
5 one or more other persons to violate this section, is guilty of
6 ~~a serious~~ an aggravated misdemeanor.
7 Sec. 2. Section 124.552, Code 2013, is amended by adding the
8 following new subsection:
9 NEW SUBSECTION. 5. The program shall include a warning on
10 all reports stating that "Medicaid fraud is a crime. If you
11 suspect Medicaid fraud, call the Iowa Medicaid fraud hotline."
12 The warning shall include the toll-free telephone number of the
13 Iowa Medicaid fraud hotline.
14 Sec. 3. Section 124.553, Code 2013, is amended by adding the
15 following new subsection:
16 NEW SUBSECTION. 8. The board may enter into agreements for
17 the mutual exchange of information among prescription database
18 or monitoring programs in other jurisdictions. Any agreement
19 entered into pursuant to this subsection shall specify that all
20 the information exchanged shall be used and disseminated in
21 accordance with the laws of this state.
22 Sec. 4. NEW SECTION. **124.556A Medical assistance program**
23 **prescription drug lock-in program.**
24 The department of human services shall provide to the board
25 the information set forth in section 217.30, subsection 1, for
26 any patient who is newly assigned after the effective date
27 of this Act to the Medicaid lock-in program because of drug
28 utilization issues. The patient-identifying information shall
29 be limited to the name, address, date of birth, and telephone
30 number of the patient, if available. The patient-identifying
31 information shall be incorporated into the information
32 reporting database and be accessible as provided in section
33 124.553. The board shall keep the lock-in information up to
34 date and shall remove the Medicaid lock-in designation from the
35 information reporting database when a Medicaid recipient is

1 removed from the Medicaid lock-in program.