



MISC. COMM. NO. 1

2300 Main Street
Irvine, CA 92614

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Mailed via UPS

October 22, 2015

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Honolulu, Hawaii 96813

President of the Senate
Room 409
415 South Beretania Street
Honolulu, Hawaii 96813

Speaker of the House of Representatives
Room 431
415 South Beretania Street
Honolulu, Hawaii 96813

Re: Legislative Reports Required by HB 65, Section 4

To Whom It May Concern:

OptumRx, Inc. is submitting this letter in response to the Hawaii Legislature's reporting requirement found in House Bill 65, adopted in 2013. OptumRx administers pharmacy benefit management services predominantly on behalf of United Healthcare business in all 50 states.

House Bill 65 includes a provision that requires Pharmacy Benefit Managers to submit a report to the legislature that indicates "(1) the number of beneficiaries affected by the provisions of this measure; (2) the number of beneficiaries who opted out of a requirement to purchase prescription drugs from a mail order pharmacy or, in the case of a prescription drug benefit plan subject to regulation under chapter 432D, Hawaii Revised Statutes, the number of beneficiaries who opt to purchase prescription drugs from a retail community pharmacy; and (3) the status of the report filed with the insurance commissioner as required pursuant to section -4, Hawaii Revised Statutes."



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One of the purposes of the legislation is to ensure Hawaii members have equal access to receive their prescription drugs from either mail order pharmacies or retail pharmacies. For that reason, health plans are no longer permitted to require membership to obtain prescription drugs exclusively at mail order pharmacies. Our understanding is that the legislature's intent with this reporting requirement was to monitor the effect of the legislation and ensure carriers and pharmacy benefit managers were compliant with this parity requirement.

From its most recent membership eligibility files, OptumRx currently administers health plans for a total of 3,266 members who have health plans in Hawaii and reside in Hawaii. Moreover, OptumRx currently administers no health plans that require exclusive use of a mail order pharmacy in lieu of retail pharmacy. For that reason, the number of members who have chosen to opt out of such a requirement is 0 since June 27, 2013, the effective date of the statute. OptumRx will also be prepared to file its report with the Insurance Commissioner prior to the March 31, 2016 deadline.

Should you have any questions or need anything further, please do not hesitate to contact me at (949) 988-5894 or by email at regaffairsandlicensing@optum.com. Thank you.

Sincerely,

Linda Griffin

Linda Griffin
Regulatory Affairs Analyst

Cc: HI PBM Reporting Report to Legislative