



June 18, 2018

Mr. Jeffrey Grothman  
Administrative Policy Advisor for  
Legislative Relations & Communications  
WI Office of the Commissioner of Insurance  
125 South Webster Street  
Madison, Wisconsin 53703-3474

**Re: Request for Comments on the National Association of Insurance Commissioners (NAIC) Health Carrier Prescription Drug Benefit Management Model Act**

Dear Mr. Grothman:

The Pharmaceutical Care Management Association (PCMA) is submitting this response to your office's request for comments on the NAIC's Health Carrier Prescription Drug Benefit Management Model Act (#22) (hereinafter "the Model Act"). PCMA is the national trade association representing America's pharmacy benefit managers (PBMs), which administer prescription drug plans for more than 266 million Americans with health coverage provided through large and small employers, health insurance plans, labor unions, and government programs. After participating in the two-year drafting process, there are many provisions of model act that were a compromise and that we support, however a few concerns remain about provisions that may impact effective management of formularies as well as some of the provisions that came from the ACA and currently only apply to small and individual markets. These may have a different impact on the larger commercial marketplace than intended if enacted.

As a significant stakeholder in the management of prescription drug benefits, PCMA was a regular participant in the numerous phone calls and meetings that NAIC held to develop the 2018 Model Act, and several of our member companies participated directly in the development of its predecessor, which was finalized in 2003. We believe that the NAIC process for developing model legislation is rigorous, deliberative and fair to all participants, with all stakeholders having ample opportunities to offer their written and oral input throughout the drafting process. The discussions are robust and candid, and in our view, the final language of the Model Act represents a reasonable compromise among all of the interested parties. While no party, including PCMA, got everything that they asked for, their comments were heard and considered, and we see no reason to re-visit issues that have just been discussed and decided over the last two years.



We appreciate the opportunity to offer our perspective. Please feel free to contact me at 202-756-5743 if you have any questions.

Very truly yours,

A handwritten signature in black ink that reads "April C. Alexander". The signature is written in a cursive style.

April C. Alexander  
Assistant Vice President, State Affairs