

1 SENATE JOINT MEMORIAL 22

2 **47TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2006**

3 INTRODUCED BY

4 Dede Feldman

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10 A JOINT MEMORIAL

11 REQUESTING THE NEW MEXICO HEALTH POLICY COMMISSION TO CONTINUE  
12 RESEARCH AND ANALYSIS OF PHARMACY BENEFIT MANAGER ACTIVITIES  
13 AND LAWS THAT REGULATE PHARMACY BENEFIT MANAGERS.

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15 WHEREAS, House Joint Memorial 98, which passed in 2005,  
16 called for a study of the need for regulation and oversight of  
17 pharmacy benefit manager companies; and

18 WHEREAS, a report of the findings and recommendations of  
19 that study was presented to the interim legislative health and  
20 human services committee in October 2005; and

21 WHEREAS, the findings acknowledged that there was  
22 disagreement on whether pharmacy benefit manager companies need  
23 to be regulated, and it was difficult to determine which  
24 existing laws may already adequately regulate pharmacy benefit  
25 manager companies; and

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1           WHEREAS, local data are not available to determine the  
2 number of pharmacy benefit manager companies that operate in  
3 New Mexico or the number of people that are being served by  
4 pharmacy benefit manager companies; and

5           WHEREAS, with the implementation of the medicare part D  
6 pharmacy benefit, many pharmacy benefit manager companies may  
7 now be assuming new roles and responsibilities relative to this  
8 new program; and

9           WHEREAS, there was agreement that more research and  
10 analysis of pharmacy benefit manager activities and existing  
11 federal and state laws that regulate them would be valuable;

12           NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE  
13 STATE OF NEW MEXICO that the New Mexico health policy  
14 commission be requested to continue research and analysis of  
15 pharmacy benefit manager activities and laws that regulate  
16 pharmacy benefit managers; and

17           BE IT FURTHER RESOLVED that a report of the findings and  
18 recommendations be presented to the legislative health and  
19 human services committee at its October 2006 meeting; and

20           BE IT FURTHER RESOLVED that a copy of this memorial be  
21 sent to the director of the New Mexico health policy  
22 commission.