

## HOUSE BILL No. 2099

By Committee on Insurance

1-19

---

1 AN ACT concerning insurance; relating to third party administrators;  
2 discontinuing certain exemptions from the pharmacy benefits manager  
3 licensure act; amending K.S.A. 2022 Supp. 40-3821 and repealing the  
4 existing section.

5  
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2022 Supp. 40-3821 is hereby amended to read as  
8 follows: 40-3821. (a) K.S.A. 40-3821 through 40-3828, and amendments  
9 thereto, and K.S.A. 2022 Supp. 40-3828a, and amendments thereto, shall  
10 be known and may be cited as the pharmacy benefits manager licensure  
11 act.

12 (b) ~~On and after January 1, 2023,~~ A person shall not perform, act or  
13 do business in this state as a pharmacy benefits manager unless such  
14 person has a valid license issued by the commissioner pursuant to this  
15 act.

16 (c) This act shall apply to any pharmacy benefits manager that  
17 provides claims processing services, other prescription drug or device  
18 services, or both, to covered persons who are residents of this state.

19 ~~(d) This act shall not apply to any pharmacy benefits manager that~~  
20 ~~holds a certificate of registration as an administrator pursuant to K.S.A.~~  
21 ~~40-3810, and amendments thereto.~~

22 ~~(e)~~—A license issued in accordance with the pharmacy benefits  
23 manager licensure act shall be nontransferrable.

24 Sec. 2. K.S.A. 2022 Supp. 40-3821 is hereby repealed.

25 Sec. 3. This act shall take effect and be in force from and after its  
26 publication in the statute book.