2018 Indiana Pharmacists Legislative Advancement

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Disclosure Statement:
The speakers have no actual or potential conflicts of interest in relation to this presentation.

Objectives:
• Review 2018 legislative wins and new laws that impact pharmacists.
• Discuss legislative priorities in 2019.
IPA’s Ongoing Advocacy Efforts

To educate policymakers on the value of the pharmacist in the healthcare system, and to work toward maximizing the pharmacist’s role in the delivery of patient care services to improve patient safety and health outcomes in Indiana.
Why Advocacy Matters!

If Indiana Pharmacists don’t influence our profession’s future by educating and lobbying our State and Federal legislators, who will?
Indiana Pharmacists Legislative Wins

1993-1996
- Expanded Indiana Pharmacy Practice Act to include patient care-related activities, such as history taking, record review, counseling & administration.
- Pharmacists added and recognized as Healthcare Providers.
- Pharmacists can establish Collaborative Drug Therapy Management protocols with Hospitals and Long-Term Care facilities.

2003
- Establish Oversight of Pharmacy Technicians by Board of Pharmacy.

2007
- Permit Pharmacist-Administered Immunizations for Influenza and Shingles. Established principal of administration by protocol.

2011
- Expand Pharmacists Collaborative Drug Therapy Management protocol to include Protocols with Physicians in any practice setting, including Community Pharmacies.
Indiana Pharmacists Legislative Wins

- Expand Pharmacist-Administered Immunizations to include Tetanus, Diphtheria, Pertussis, HPV, Pneumonia and Meningitis.
- Permit Pharmacy Interns to Administer Vaccines under protocol.
- Expand Medicaid to include coverage of Pharmacist Services.
- Add Medication Therapy Management Definition to provide foundation for payers to pay for MTM services.
- Expand Collaborative Drug Therapy Management Protocol with Physician to permit supervision requirements by Physician Assistant and Nurse Practitioner.
- Add minimum education requirements for Pharmacy Technician.
- Add OTC Pseudoephedrine Pharmacist Legitimization to deter meth labs.
- National Pharmacist “Provider Status”- Won Co-Sponsor Support from 8 of 11 United States Congressional Legislators from Indiana.
Indiana Pharmacists Legislative Wins

2017
- Expanded Pharmacist-administered Immunizations from 7 to 12, including MMR, Varicella, Hepatitis A, Hepatitis B, and Haemophilus Influenza Type b.
- Health Plans required to accept and respond to Electronic Prior Authorization Requests.
- Pharmacy Modernization creates Smoking Cessation Standing Order for state health commissioner to issue; provides payment for Medication Synchronization, updates Board of Pharmacy eligibility, establishes Tele-pharmacy definition, and stiffens Pharmacy Robbery sentences.

2018
- PBM Transparency- Prohibits state health insurers, their associated PBMs and HMOs from limiting the information pharmacists can provide patients.
- Prohibits plan from charging patients more than the least of the following for a drug: the deductible or co-payment for the drug under the patient’s plan, the amount payable to the pharmacy under the insurer’s contract, or the “pharmacy cash price.”
2018- 2019 Indiana Legislative Priorities

Pharmacy Benefit Manager Transparency: Educate policymakers on healthcare reimbursement and work to facilitate fair business environments by promoting legislation that addresses issues such as prescription drug pricing and reimbursement, fair audit practices, mandatory-mail-order programs, and PBM transparency.

Opioid Epidemic: Work with stakeholders to create and pass public health policy, including the utilization and reporting methods implemented to decrease diversion and keep patients safe, while also maintaining access to medications for appropriate use.

Immunizations: Work with stakeholders to ensure that patients have access to immunizations. Additionally, educate policy makers on the importance of pharmacists in providing accessibility to vaccinations in the community.

Medication Safety: Educate policymakers on the importance of promoting and supporting a culture of safety while emphasizing the potential negative impacts to healthcare that occur when medication errors are not reported due to a punitive environment.

Reimbursement for Pharmacy Services: Educate policy makers on the public health impact of pharmacists through broadened pharmacy services, and secure reimbursement for scope of practice services that are identical to healthcare peers.
2019

Projected Indiana Pharmacists Legislation

• MAC/ PBM Transparency Phase 2 (Davisson 2018)

• Coverage for Pharmacist Care (Grooms 2018)

• Naloxone Good Samaritan Law Clarification ??

• Indiana Opioid Crisis- HCP Coalition

• Technician Certification
2017 HB 1540 Protocol Development

• 2017 Pharmacy Modernization law (HB 1540. Davisson) included protocol based pharmacy practice opportunities
  • Smoking Cessation- New
  • Immunizations- Currently 12 vaccines in IN

• In 2018, we have developed specific protocols that need to be signed by Dr. Kris Box, Indiana State Health Commissioner.

• Dr. Box is very positive about smoking cessation and has indicated she is getting ready to sign a standing order for pharmacist prescribing and dispensing as Governor Holcomb supports.
2018-2019 Federal Legislative Priorities

Direct and Indirect Remuneration (DIR) Fees:
Support national efforts to limit the inappropriate use of DIR fees as a method of recouping dollars from pharmacies after a claim has been adjudicated.

Provider Status:
Work with national organizations and pharmacy stakeholders to support access of pharmacy services to patients through the recognition of pharmacists as providers under Medicare Part B.

Reimbursement:
Support national efforts to improve the frequency of updates to drug pricing standards, expand upon Medicare’s any willing pharmacy provisions, and increase transparency requirements for PBMs.
Federal HR 592/ S 109
Pharmacy & Medically Underserved Areas Enhancement Act

- Adds pharmacists to Social Security Act’s list of healthcare providers.
- Enables pharmacists to serve Medicare beneficiaries in medically underserved areas.
- Services performed would be those authorized by state scope of practice.
- 51 Senators and 245 Representatives are co-sponsors.
- Senators Joe Donnelly and Todd Young support.
- 6 House Representatives are co-sponsors, including Dr. Larry Bucshon, Susan Brooks, Andre Carson, Luke Messer, Todd Rokita, Jackie Walorski and Pete Visclosky.
- Targeting support from Rep Jim Banks and Trey Hollingsworth.
Pharmacists, Technicians and Students Must Become Legislative Advocates
Who Are Your Indiana Federal Legislators?

• 1 Indiana State Senator and 1 House Representative

• 2 Indiana U.S. Senators:
  – Joe Donnelly
  – Todd Young

• 9 U.S. House Representatives for Indiana based on Federal districts
  – Jim Banks (District 3, Fort Wayne), Dr. Larry Bucshon, MD (District 8, Evansville), Susan Brooks (District 5, Indy NE), Andre Carson (District 7, Indy), Trey Hollingsworth (District 9, South), Luke Messer (District 6, Richmond), Todd Rokita (District 4, Lafayette), Pete Visclosky (District 1, Region) and Jackie Walorski (District 2, South Bend).
The Indiana Legislature

- Indiana has a “citizen legislature”
  - Lawmaking is not a full-time profession for most legislators

- A legislator has a bill idea...
  - Office of Bill Drafting and Research of the Indiana Legislative Services Agency (LSA)

- “Lobbyists”, represent outside groups, are registered with the Indiana Lobby Registration Commission to consult with legislators.
“Lobbying” vs. “Advocating”

• There are more than 1,200 registered lobbyists in the state of Indiana
  – Industry, farmers, labor unions, teachers, veterans, women, professional and religious organizations, local governmental officials and many other groups

• Legislators often look upon lobbying as a constructive adjunct to the legislative process

• We can ALL be advocates for our issues of high priority
  – That’s YOUR role!

WE WANT YOU!
Getting You Involved

How to get involved in the legislative process?
Visiting Your Legislator’s Office

- Use as educational opportunity
  - Talk about your training
  - Give examples of pharmacists’ roles on healthcare team
- Plan to follow up with representative, senator, or staff person
Send an Email

- First step in building a relationship
- Opportunity to inform about pharmacists’ patient care role
- “Make a date”
What to Say?

• Highlight Important Issues – Provider Status
  – Ask to co-sponsor

• Discuss pharmacy-related legislation

• Invite for a site-visit

• Make yourself available as a resource
Get Involved in IPA!

• Influence your Career and Profession

• One Voice for Indiana pharmacy

• ADVOCATES for the interests of pharmacists and pharmacy technicians
  • Indiana Board of Pharmacy
  • Butler, Purdue and Manchester Schools of Pharmacy
  • Agencies within Indiana state government
Support Our Indiana Pharmacy PAC

- Indiana Political Action Committee (PAC) is a voluntary, non-partisan organization that actively seeks to promote positive public health policy by building and maintaining relationships with candidates and decision-makers.
- Our PAC supports the candidacy of legislators that are supporters of pharmacy.
- Sign up for quarterly or annual giving!
- Visit IndianaPharmacists.org to make a donation today.