



ADMINISTRATIVE RULES OF MONTANA



6.6.7903 NETWORK ADEQUACY REPORTING

- (1) A PBM must submit the following reports and information for each pharmacy network as part of its license or license renewal application to demonstrate to the commissioner a sufficient and adequate pharmacy network:
 - (a) a report in a form and in a manner prescribed by the commissioner that designates the number and location of all retail pharmacies, mail-order pharmacies, and specialty pharmacies, if any, in each pharmacy network;
 - (b) a network accessibility report that includes:
 - (i) the access standard or standards the PBM establishes to determine network adequacy based on the number of miles between an enrollee or an injured worker of a workers' compensation insurance carrier and nearest retail pharmacy in the pharmacy network;
 - (ii) the number of enrollees or injured workers of a workers' compensation insurance carrier with access to a retail pharmacy in the pharmacy network using the access standard established by the PBM;
 - (iii) the average number of miles between the enrollees and injured workers of a workers' compensation insurance carrier identified in (ii) and the nearest retail pharmacy in the pharmacy network;
 - (iv) the number of enrollees and injured workers of a workers' compensation insurance carrier without access to a retail pharmacy in the pharmacy network using the access standard established by the PBM;
 - (v) the average number of miles between the enrollees and injured workers of a workers' compensation insurance carrier identified in (iv) and the nearest retail pharmacy in the pharmacy network; and
 - (vi) the ratios of retail pharmacies in the pharmacy network to an enrollee or an injured worker of a workers' compensation insurance carrier; and
 - (c) the PBM's process for monitoring and ensuring on an ongoing basis a sufficient and adequate pharmacy network to meet the pharmacist services needs of enrollees and injured workers of a workers' compensation insurance carrier.
- (2) A PBM must file and update the report required in (1)(a) with the commissioner if the number of pharmacies in the pharmacy network decreases by more than 5% during the year.

Authorizing statute(s): 33-1-313, 33-2-2409, 33-2-2412, MCA

Implementing statute(s): 33-2-2402, 33-2-2403, 33-2-2409, MCA

History: NEW, 2021 MAR p. 1899, Eff. 1/1/22.