

AMENDMENT TO H.R. 5801
OFFERED BY M__ . _____

Page 4, strike lines 1 through 10, and insert the following:

1 “A qualified prescription drug monitoring program de-
2 scribed in this subsection, with respect to a State, may
3 have in place, in accordance with applicable State and
4 Federal law, a data sharing agreement with the State
5 Medicaid program that allows the medical director and
6 pharmacy director of such program (and any designee of
7 such a director who reports directly to such director) to
8 access the information described in paragraph (1) in an
9 electronic format. The State Medicaid program under this
10 title may facilitate reasonable and limited access, as deter-
11 mined by the State and ensuring documented beneficiary
12 protections regarding the use of such data, to such quali-
13 fied prescription drug monitoring program for the medical
14 director or pharmacy director of any managed care entity
15 (as defined under section 1932(a)(1)(B)) that has a con-
16 tract with the State under section 1903(m) or under sec-
17 tion 1905(t)(3), or the medical director or pharmacy direc-
18 tor of any entity has a contract to manage the pharma-
19 ceutical benefit with respect to individuals enrolled in the

1 State plan (or waiver of the State plan). All applicable
2 State and Federal security and privacy laws shall apply
3 to the directors or designees of such directors of any State
4 Medicaid program or entity accessing a qualified prescrip-
5 tion drug monitoring program under this section.

Page 7, line 19, strike “paragraphs (1) through (3)”
and insert “paragraphs (1) and (2)”.

Page 11, beginning on line 2, strike “section
1944(b)(3)” and insert “the matter following paragraph
(2) of section 1944(b)”.

