



STATE LEGISLATURE TEAM TELECONFERENCE

TUESDAY, MAY 14, 2019

6am Hawaii/ 8am Alaska/ 9am Pacific/ 10am Mountain/11am Central/ 12pm Eastern

Dial 1-866-423-8755 and enter Passcode: 858324#

*(Press *6 to mute and un-mute your line)*

Present: Wendy Alfaro; Jason Enlow, AbbVie; Diane Gerards-Benage; Jose Gonzalez; Basia Gorska, AstraZeneca; Dawn Holcombe; Mariana Lamb; Luis Lopez, City of Hope; Chuck Miller, M.D.; Alice Mutch; Nicette Short; Maria Sipala; Sedrick Spencer, Celgene; and Amy Supraner;

Absent: Warren Fong, M.D. (*Chair*); LuAnne Bankert; Nichole East; Patricia Alvarez-Sahagun, AstraZeneca; Leslie Fox, Johnson & Johnson; Peter Mackler, City of Hope; Damon Madison, AstraZeneca; George Malouly, Celgene; Caroline Merritt; Tara Southwell, AbbVie; Caren Sykes, Johnson & Johnson; Carol Teal-Christner; Tammy Thiel; and Mike Tobin, Johnson & Johnson.

MINUTES

I.

State Cancer Caucuses:

A. **Idaho** – (*Caroline*)

Still working towards creating a cancer caucus, identifying potential legislators and stakeholders. More than likely it will not happen until the next legislative session.

B. **Illinois** – (*Diane*)

The meeting was held on April 30, 2019 and the overall goal was to brief members of the Illinois General Assembly about legislative issues and build collaboration among members and key stakeholders.

Status:

Diane was unable to attend. However, Dr. Plight presented the need for a drug take back program.

C. **Indiana** - (*LuAnne*)

First meeting was held on March 6th.

D. **Utah** – (*Carol*)

This will more than likely not be up and running until next year at the earliest.

E. **Wisconsin** - (*LuAnne*)

Just started looking into the creation of a cancer caucus.

F. **California** – (*Nicette*)

Status:

Working on coordinating the next meeting in July, which will be a legislative roundtable with stakeholders preparing for the upcoming legislative session in August and go over the last set of bills that need to be finalized. Then the next Breakfast event with legislators will be scheduled for the fall.

G. **Connecticut**– (*Dawn/Amy/Maria*)

Legislative calendar is January through June. Reached out but have not heard anything. This will more than likely not be up and running until next year at the earliest.

I. State Cancer Caucuses: (cont.)

H. **Florida** – (Amy/Maria)

Status:

Amy and Maria met with Michelle Smith-Flowers, she runs the Oncology Managers of Florida (www.omflorida.org). She is interested in moving forward but was very focused on the drug importation bill. They also met with a person from the Florida Pharmacy Group and they were very interested as well. The Florida session has ended, so it is looking like this will more than likely not be up and running until next year at the earliest.

I. **Hawaii** – (Dr. Miller)

Status:

Things are moving slowly. The legislation session just ended and the lobbyist was very involved with that. He is hopeful that during the summer they will begin organizing the caucus.

II. New State Legislation:

A. CAR-T Cell Therapy Coverage Determination (CMS). (Celgene)

Status:

54 Members of Congress Send Message to CMS: Ensure CAR T Access. (Attached)
Things are moving forward and Sedrick will have more information for the next call.

B. Oral Parity Legislation – All states have legislation except: Alabama, Idaho, Michigan, Montana, North Carolina, South Carolina and Tennessee.

Connecticut has current legislation on the books, however, they are working on passing another bill.

C. Prior Authorization Bill – Washington. (Attached)

Currently, Illinois was told 14-30 days for authorizations. The Medical Society and State Society contacted Blue Shield, received a response and was assigned a representative to work with them. It has been a week, still have not heard from the rep. Contacted the insurance commissioner, with no luck since this is an ERISA plan. Now working to involve the state. Mariana offered for NOSN to write a letter explaining the seriousness of the issue. Alice offered to talk with Diane offline about possible ways of dealing with this. Alice and Diane will report back to the Team on the next call.

D. Maine Legislation – (Alice)

She reported that acquisitions and mergers continue to affect community oncology. Currently, there are only four bills in Maine. 1) Cancer Awareness bill 2) expanding colorectal screening, both bills passed; and 3) Medicaid coverage of screening for lung cancer; and 4) reimbursement for mammograms. The last two bills did not pass.

E. Drug Recycling – New Mexico/California

SB 650 - ANCO is sponsoring this bill that would allow oncologists to take back and redistribute unneeded, unused medications from their patients. (Jose)

Update:

Jose mentioned that the bill has received some resistance from the Business and Professional staff, they are addressing concerns but in order to avoid a “defeat”, they are taking the strategic position of keeping the concept alive and will work with the Board of Pharmacy to determine if the program is feasible in California.

F. Increase the age for smoking to 21 – Illinois, Maryland, New York, Utah, Virginia and Washington, just passed versions of this legislation. Connecticut is working to pass this as well.

New State Legislation: (cont.)

G. USP 797/800 (Dawn)

The USP Committee must publish the standards as of June 1st for implementation on December 1, 2019. The next Pharmacy Standards Team Teleconference is schedule for June 7th and they will review the standards and make recommendations moving forward.

H. Drug Importation Bill – Florida (Amy)

The Drug Importation bill passed both the House and the Senate and then the Governor Signed the bill. However, it needs federal approval from HHS. There is lots of buzz surrounding this bill. We most likely won't see anything further until next year.

I. Right to Shop Legislation – Oklahoma. (Mary Jo)

This will be discussed on the monthly Partner call.

III. Old State Legislation:

Continuous monitoring of the following legislation.

A. Opioid Legislation –

B. States with Step Therapy/Fail First legislation currently in place: AR, CA, CO, CT, HI, IA, IL, IN, KS, KY, LA, MD, MN, MO, MS, NM, NY, OH, OR, TX, WV, WA.

C. Out of Pocket/Co-Pay Caps –

D. Co-Pay Accumulators -

E. Off-label Law – California and Connecticut have very old legislation.

IV. New Business:

A. **Industry Sponsors Update:**

Correction – Janssen provided sponsorship of COPA.

Update:

No one from Johnson & Johnson was online, as they were attending a company event. However, clarification was provided via phone after the call.

B. Fertility Preservation - Dr. Miller was curious if there is legislation supporting this as this is a high priority for HSCO.

Action:

California does have pending legislation and Nicette will send it to Dr. Miller.

V. Next Teleconference:

A. Need to select date and time for next call.

Update:

This will be scheduled via email.

The meeting adjourned at 9:53am.