

State of Idaho
DEPARTMENT OF INSURANCE

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Idaho Department of Insurance PBM Reporting FAQs

As of: December 17, 2024

Contact: PBM Market Examiner

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1. Reporting requirements by LOB.
 - a. Are there different reporting requirements for PBMs depending on what LOB they work with?
 - i. No, the law does not have a distinction between LOBs. All registered PBMs are required to comply with reporting requirements in accordance with the statute.
2. PBM administering benefits for a plan using a custom formulary.
 - a. Are PBMs administering benefits including custom formularies required to report?
 - i. The law does not have a distinction between types of formularies. All registered PBMs are required to comply in accordance with the statute.
 - b. These types of plans are not sharing the rationale for formulary changes. How should a PBM report?
 - i. As the administrator of the plan, the PBM is responsible for the implemented changes within your system to ensure that claims are correctly applied when processing prescriptions. Please inform The Department why the requested formulary changes in accordance with the statute are not being submitted. See Idaho Code **41-349(15)**.
3. The drug has gone generic or now has a biosimilar, biologic available.
 - a. Is the PBM still required to include the formulary change for the drug now becoming a generic, biosimilar and/ or biologic in the reporting?
 - i. Any drug moved or reassigned to a formulary tier that has a higher cost, higher copayment, higher coinsurance, higher deductible to a consumer, or lower reimbursement to a pharmacy may not be omitted and is required to be reported.
4. PBM does not use a MAC list.

- a. If a PBM does not use a MAC list, is the PBM required to report?
 - i. Reporting in accordance with statute for reimbursement at MAC must be completed by all registered PBMs. Please submit supporting documentation with rationale as to why PBM is not able to provide information requested.
- 5. MAC appeals are documented by entity that correspondence is exchanged between.
 - a. How does the PBM report when MAC appeals are documented by another entity?
 - i. PBMs should fill out the report with what information the PBM does have and submit supporting documentation with rationale as to why PBM is not able to provide all contact information requested.
- 6. Overlapping PBMs.
 - a. Overlapping PBMs that provide services for multiple plans are responsible for coordinating among themselves to determine which registered PBM will report for each plan. This ensures that duplicate submissions are avoided, preventing inaccurate reporting.
- 7. Reporting for Idahoans residing in Idaho.
 - a. If a PBM is located outside of Idaho but is registered as a PBM with an Idaho license, does the Idaho registered PBM need to report for information for Idahoans residing in Idaho?
 - i. Idaho registered PBMs must report for all its business in Idaho for Idahoans. We consider “business in Idaho” to include Idaho registered PBMs providing services to Idaho residents.
- 8. Dispensing fee
 - a. What are the requirements for dispensing fees?
 - i. **§ 41-349 (1)(b)** "Dispensing fee" means a fee intended to cover reasonable costs associated with providing a drug to a covered person. This cost includes but is not limited to the pharmacist's services and the overhead associated with maintaining the facility and equipment necessary to operate the pharmacy.
 - b. Is the PBM required to submit dispensing fee information to The Department for approval prior to implementation?
 - i. Currently, PBMs are not required to submit information to the Department about dispensing fees.
- 9. Reporting submissions
 - a. Does The Department have alternative reporting submission methods other than via email?

- i. The Department has a secure file transfer protocol (FTP) available to receive reporting submissions, which is password protected. Please contact the Department for details on utilizing this submission method.