

State Regulation PBM Regulation Comparisons

State	Licensure & Registration	Reporting Requirements	Pricing & Reimbursement	Patient Steering	Antitrust laws
California	Yes	Yes	None	Yes , prohibits PBMs from interfering with patient's choice to receive a covered drug	None
Arkansas	Yes	Yes	Yes , prohibits spread pricing	None	Yes , first-ever law to prohibit PBMs from owning pharmacies, including mail order pharmacies
Louisiana	Yes	Yes	Yes , prohibits spread pricing without written biannual notice to policyholders	Yes , prohibits patient steering without a written disclosure and acknowledgment form from enrollees	None
Maine	Yes	Yes	Yes , requires use of 1 Maximum Allowable Cost List for pharmacies and insurers ensuring transparency and requires PBMs to remit the proceeds of spread pricing to the enrollee or issuer like rebates	None	Yes , state has determined PBMs have a fiduciary duty to address vertical consolidation
New York	Yes	Yes	Yes , prohibits spread pricing by requiring HMOs to include in their contracts with PBMs	None	Yes , state has determined PBMs have a fiduciary duty to address vertical consolidation