

REFERENCE TITLE: pharmacy benefits; workers' compensation

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HB 2813

Introduced by
Representative Livingston

AN ACT

AMENDING TITLE 23, CHAPTER 6, ARTICLE 9, ARIZONA REVISED STATUTES, BY
ADDING SECTION 23-1062.04; RELATING TO WORKERS' COMPENSATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 23, chapter 6, article 9, Arizona Revised
3 Statutes, is amended by adding section 23-1062.04, to read:

4 23-1062.04. Pharmacy benefits; pharmacy management network;
5 notice; registration; fees; disputes; rules

6 A. AN EMPLOYER OR INSURER MAY ESTABLISH OR CONTRACT WITH A FORMAL
7 PHARMACY MANAGEMENT NETWORK TO PROVIDE NECESSARY MEDICATIONS TO INJURED
8 EMPLOYEES.

9 B. A FORMAL PHARMACY MANAGEMENT NETWORK MAY CONTRACT FOR
10 REIMBURSEMENT AMOUNTS THAT ARE DIFFERENT FROM THE FEE SCHEDULE ESTABLISHED
11 BY THE COMMISSION PURSUANT TO SECTION 23-908.

12 C. A FORMAL PHARMACY MANAGEMENT NETWORK MAY NOT REIMBURSE A
13 PHARMACY PROVIDER FOR AN AMOUNT THAT IS LESS THAN THE PHARMACY'S ACTUAL
14 COST OF THE MEDICATION ORDERED FOR THE INJURED EMPLOYEE PLUS THE
15 DISPENSING FEE ESTABLISHED BY THE COMMISSION.

16 D. FOR THE PURPOSES OF THIS SECTION, A PHARMACY SERVICES
17 ADMINISTRATIVE ORGANIZATION IS NOT CONSIDERED AN EMPLOYER'S FORMAL
18 PHARMACY MANAGEMENT NETWORK OR AN AGENT OF A CONTRACT PHARMACY OR
19 DISPENSING PROVIDER.

20 E. AN INFORMAL, VOLUNTARY PHARMACY MANAGEMENT NETWORK MAY BE USED
21 BY AN INJURED EMPLOYEE ON A VOLUNTARY BASIS AND IS NOT SUBJECT TO THIS
22 SECTION.

23 F. AN EMPLOYER OR INSURER THAT ESTABLISHES A FORMAL PHARMACY
24 MANAGEMENT NETWORK SHALL DO BOTH OF THE FOLLOWING:

25 1. WHEN AN EMPLOYER OR INSURER INITIALLY ESTABLISHES THE FORMAL
26 PHARMACY MANAGEMENT NETWORK, THE EMPLOYER OR THE INSURER SHALL NOTIFY
27 EMPLOYEES BY POSTING A NOTICE IN A PROMINENT LOCATION AT THE WORKPLACE OR
28 BY PROVIDING THE INFORMATION IN HARDCOPY OR BY ELECTRONIC MEANS THAT
29 EMPLOYEES MAY USE THE PHARMACY MANAGEMENT NETWORK AND HOW TO FILL A
30 PRESCRIPTION.

31 2. AT THE TIME OF A REPORTED INJURY, NOTIFY THE EMPLOYEE ON HOW TO
32 USE THE FORMAL PHARMACY MANAGEMENT NETWORK AND PROVIDE A LIST OF
33 PARTICIPATING NETWORK PHARMACIES AND PROVIDERS IN HARDCOPY OR BY
34 ELECTRONIC MEANS.

35 G. OUT-OF-NETWORK PRESCRIPTIONS FROM RETAIL PHARMACIES OR
36 DISPENSING PROVIDERS FOR MEDICATIONS THAT ARE REASONABLY REQUIRED FOR THE
37 PERIOD OF DISABILITY AND THAT ARE RELATED TO A COMPENSABLE CLAIM SHALL BE
38 REIMBURSED AT THE PHARMACY FEE SCHEDULE AMOUNT ESTABLISHED BY THE
39 COMMISSION UNTIL THE PAYOR OR FORMAL PHARMACY MANAGEMENT NETWORK PROVIDES
40 TO THE OUT-OF-NETWORK PHARMACY OR DISPENSING PROVIDER A NOTICE THAT
41 CONTAINS ALL OF THE FOLLOWING:

42 1. NOTICE THAT THE INJURED EMPLOYEE IS REQUIRED TO RECEIVE
43 PRESCRIPTIONS FROM A PHARMACY OR DISPENSING PROVIDER THAT PARTICIPATES IN
44 THE ESTABLISHED FORMAL PHARMACY MANAGEMENT NETWORK.

45 2. NOTICE THAT FUTURE MEDICATION REFILLS BY THE OUT-OF-NETWORK
46 PHARMACY OR DISPENSING PROVIDER WILL NOT BE REIMBURSED.

1 3. AN INVITATION TO THE PHARMACY OR DISPENSING PROVIDER TO JOIN THE
2 FORMAL PHARMACY MANAGEMENT NETWORK, IF DESIRED.

3 H. A FORMAL PHARMACY MANAGEMENT NETWORK SHALL ACCEPT AS PART OF THE
4 FORMAL PHARMACY MANAGEMENT NETWORK ANY PHARMACY OR DISPENSING PROVIDER
5 THAT IS LICENSED AND IN GOOD STANDING AND IS WILLING TO ABIDE BY THE
6 FORMAL PHARMACY MANAGEMENT NETWORK'S CONTRACT TERMS.

7 I. A FORMAL PHARMACY MANAGEMENT NETWORK SHALL REGISTER WITH THE
8 COMMISSION AND SUBMIT A FORM AS PRESCRIBED BY THE COMMISSION. A FORMAL
9 PHARMACY MANAGEMENT NETWORK SHALL PAY A REGISTRATION FEE IN AN AMOUNT
10 ESTABLISHED BY THE COMMISSION IN RULE.

11 J. A FORMAL PHARMACY MANAGEMENT NETWORK SHALL PROVIDE A TIMELY
12 PROCESS FOR PHARMACIES AND DISPENSING PROVIDERS TO DISPUTE A DENIAL OR
13 AMOUNT OF REIMBURSEMENT OF A PHARMACEUTICAL BILL.

14 K. A FORMAL PHARMACY MANAGEMENT NETWORK OR A CONTRACTED FORMAL
15 PHARMACY MANAGEMENT NETWORK SHALL PERFORM AUDITS OF PHARMACIES AND
16 DISPENSING PROVIDERS.

17 L. A FORMAL PHARMACY MANAGEMENT NETWORK OR A CONTRACTED FORMAL
18 PHARMACY MANAGEMENT NETWORK MAY NOT CHARGE PHARMACIES OR DISPENSING
19 PROVIDERS FOR ANY DIRECT OR INDIRECT FEES ASSOCIATED WITH DISPENSING,
20 PROCESSING OR BILLING OF A PRESCRIPTION DRUG OR MEDICATION THAT IS
21 DISPENSED TO AN INJURED EMPLOYEE OR ANY FEE RELATED TO THE ENROLLMENT OR
22 ANNUAL REENROLLMENT OF THE PHARMACY IN THE NETWORK OR CREDENTIALING.

23 M. A PHARMACY PROCESSING AGENT OR THIRD-PARTY BILLER THAT ACCEPTS
24 THE ASSIGNMENT OF BILLS FROM A PHARMACY OR DISPENSING PROVIDER THAT IS
25 CONTRACTED WITH A FORMAL PHARMACY MANAGEMENT NETWORK MUST BE REIMBURSED AT
26 THE CONTRACTUAL AMOUNT AGREED TO BY THE ASSIGNING PHARMACY OR DISPENSING
27 PROVIDER.

28 N. IF A CLAIM IS DISPUTED FOR COMPENSABILITY, AN INJURED EMPLOYEE
29 IS NOT REQUIRED TO USE A PHARMACY OR DISPENSING PROVIDER IN THE FORMAL
30 PHARMACY MANAGEMENT NETWORK UNTIL THE CLAIM DISPUTE IS RESOLVED AND THE
31 FORMAL PHARMACY MANAGEMENT NETWORK PROVIDES NOTICE TO THE PARTIES THAT THE
32 CLAIM IS ACCEPTED. THE INJURED EMPLOYEE IS REQUIRED TO OBTAIN MEDICATIONS
33 THROUGH THE FORMAL PHARMACY MANAGEMENT NETWORK.

34 O. A FORMAL PHARMACY MANAGEMENT NETWORK THAT IS REGISTERED WITH
35 THIS STATE AND PROVIDES PHARMACY SERVICES UNDER THIS SECTION IS EXEMPT
36 FROM TITLE 20, CHAPTER 25, ARTICLE 2.

37 P. THE COMMISSION MAY ADOPT RULES NECESSARY TO IMPLEMENT THE
38 REQUIREMENTS OF THIS SECTION.

39 Q. FOR THE PURPOSES OF THIS SECTION, EMPLOYER DOES NOT INCLUDE A
40 SELF-INSURED EMPLOYER THAT ELECTS TO PROVIDE MEDICAL CARE PURSUANT TO
41 SECTION 23-1070.

42 Sec. 2. Effective date

43 Section 23-1062.04, Arizona Revised Statutes, as added by this act,
44 is effective from and after December 31, 2026.