

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Bill No. 1953, Page 2, Section 192.1120, Line 27, by inserting immediately after  
2 said section and line the following:

3  
4 "208.183. 1. The "Advisory Council on Rare Diseases and Personalized Medicine" is  
5 hereby established within the MO HealthNet division. The advisory council on rare diseases and  
6 personalized medicine shall serve as an expert advisory committee to the drug utilization review  
7 board, providing necessary consultation to the board when the board makes recommendations or  
8 determinations regarding beneficiary access to drugs or biological products for rare diseases, or  
9 when the board itself determines that it lacks the specific scientific, medical, or technical expertise  
10 necessary for the proper performance of its responsibilities and the necessary expertise can be  
11 provided by external in-state experts.

12 2. The advisory council on rare diseases and personalized medicine shall be composed of  
13 the following health care professionals, who shall be appointed by the director of the department of  
14 social services:

15 (1) Two physicians affiliated with public schools of medicine who are licensed and  
16 practicing in this state with experience researching, diagnosing, or treating rare diseases;

17 (2) Two physicians affiliated with private schools of medicine headquartered in this state  
18 who are licensed and practicing in this state with experience researching, diagnosing, or treating rare  
19 diseases;

20 (3) A physician who holds a doctor of osteopathy degree and is active in medical practice  
21 and affiliated with a school of medicine in this state with experience researching, diagnosing, or  
22 treating rare diseases;

23 (4) Two medical researchers from either academic research institutions or medical research  
24 organizations in this state who have received federal or foundation grant funding for rare disease  
25 research;

26 (5) A registered nurse or advanced practice registered nurse licensed and practicing in this  
27 state with experience treating rare diseases;

28 (6) A pharmacist practicing in a hospital in this state that has a designated orphan disease  
29 center;

30 (7) A professor employed by a pharmacy program in this state that is fully accredited by the  
31 Accreditation Council for Pharmacy Education who has advanced scientific or medical training in  
32 orphan and rare disease treatments;

33 (8) One individual representing the rare disease community or who is living with a rare  
34 disease;

35 (9) One member who represents a rare disease foundation;

36 (10) A representative from a rare disease center located within one of the state's

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1 comprehensive pediatric hospitals;

2 (11) The chair of the joint committee on the life sciences or the chair's designee; and

3 (12) The chairperson of the drug utilization review board, or the chairperson's designee,  
4 who shall serve as an ex officio, nonvoting member of the advisory council.

5 3. The director shall convene the first meeting of the advisory council on rare diseases and  
6 personalized medicine no later than February 28, 2019. Following the first meeting, the advisory  
7 council shall meet upon the call of the chairperson of the drug utilization review board or upon the  
8 request of a majority of the council members.

9 4. The drug utilization review board, when making recommendations or determinations  
10 regarding beneficiary access to drugs and biological products for rare diseases, as defined in the  
11 federal Orphan Drug Act of 1983, Pub. L. 97-414, and drugs and biological products that are  
12 approved by the United States Food and Drug Administration and within the emerging fields of  
13 personalized medicine and noninheritable gene editing therapeutics, shall request and consider  
14 information from the advisory council on rare diseases and personalized medicine. "Beneficiary  
15 access", as used in this subsection, means developing prior authorization and reauthorization criteria  
16 for a rare disease drug, including placement on a preferred drug list or a formulary, payment, cost-  
17 sharing, drug utilization review, or medication therapy management.

18 5. The board shall seek the input of the advisory council on rare diseases and personalized  
19 medicine to address topics for consultation under this section including, but not limited to:

20 (1) Rare diseases;

21 (2) The severity of rare diseases;

22 (3) The unmet medical need associated with rare diseases;

23 (4) The impact of particular coverage, cost-sharing, tiering, utilization management, prior  
24 authorization, medication therapy management, or other Medicaid policies on access to rare disease  
25 therapies;

26 (5) An assessment of the benefits and risks of therapies to treat rare diseases;

27 (6) The impact of particular coverage, cost-sharing, tiering, utilization management, prior  
28 authorization, medication therapy management, or other policies on patients' adherence to the  
29 treatment regimen prescribed or otherwise recommended by their physicians;

30 (7) Whether beneficiaries who need treatment from or a consultation with a rare disease  
31 specialist have adequate access and, if not, what factors are causing the limited access; and

32 (8) The demographics and the clinical description of patient populations.

33 6. Nothing in this section shall be construed to create a legal right for a consultation on any  
34 matter or require the drug utilization review board to meet with any particular expert or stakeholder.

35 7. Recommendations of the advisory council on rare diseases and personalized medicine on  
36 an applicable treatment of a rare disease shall be explained in writing to members of the board  
37 during public hearings.

38 8. For purposes of this section, a "rare disease drug" is a drug used to treat a rare medical  
39 condition, defined as any disease or condition that affects fewer than two hundred thousand persons  
40 in the United States, such as cystic fibrosis, hemophilia, and multiple myeloma.

41 9. All members of the advisory council on rare diseases and personalized medicine shall  
42 annually sign a conflict of interest statement revealing economic or other relationships with entities  
43 that could influence a member's decisions, and at least twenty percent of the advisory council  
44 members shall not have a conflict of interest with respect to any insurer, pharmaceutical benefits  
45 manager, or pharmaceutical manufacturer."; and

46  
47 Further amend said bill by amending the title, enacting clause, and intersectional references  
48 accordingly.