

RESOLUTION 62-15

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3 Title: Automatic Prescription Programs Instigated by Pharmaceutical
4 Vendors
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6 Introduced by: Domenic R. Federico, MD, for the Kent County Delegation
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8 Original Author: Michelle M. Condon, MD
9
10 Referred to: Reference Committee A
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12 House Action: **APPROVED AS AMENDED**
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15 Whereas, studies show a significant discordance between prescriptions written
16 and what is filled by patients, many pharmaceutical vendors have begun to fill
17 medications without the patient requesting them, and
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19 Whereas, many patients have had the experience of being ignored by these
20 companies when asked to stop “this service,” and
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22 Whereas, these prescriptions are generally expensive, and
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24 Whereas, in some cases, prescriptions have actually been discontinued by
25 patient’s physicians, yet automatically filled without the patient’s request; thereby,
26 raising questions of fraud and abuse, and
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28 Whereas, some patients have been sent up to a 10-month supply of some of
29 their prescriptions as a result of these programs, and
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31 Whereas, this could result in considerable expense and waste if the
32 medications are discontinued as a result of intolerance, allergy or other change in the
33 patient’s medication program; therefore be it
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35 **RESOLVED:** That MSMS ask the Michigan Department of Licensing and
36 Regulatory Affairs to require pharmacists and pharmacy benefit managers to obtain
37 patient consent prior to the automatic enrollment of patients into programs whereby
38 they would receive unsolicited prescription refills; and be it further
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40 **RESOLVED:** That the American Medical Association inform the United States
41 Food and Drug Administration and other appropriate governmental agencies about
42 the issue of pharmacists and pharmacy benefits managers automatically refilling
43 prescriptions without first obtaining the patient’s consent; and be it further
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45 **RESOLVED:** That MSMS study the impact on transitions of care as it relates
46 to automatic prescription refills.
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49 **WAYS AND MEANS COMMITTEE FISCAL NOTE:** None