



General Assembly

January Session, 2007

Committee Bill No. 66

LCO No. 3843

03843SB00066INS

Referred to Committee on Insurance and Real Estate

Introduced by:
(INS)

AN ACT EXPANDING INSURANCE COVERAGE FOR SPECIALIZED FORMULAS FOR CHILDREN.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 38a-492c of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2007*):

3 (a) For purposes of this section:

4 (1) "Inherited metabolic disease" includes (A) a disease for which
5 newborn screening is required under section 19a-55; and (B) cystic
6 fibrosis.

7 (2) "Low protein modified food product" means a product
8 formulated to have less than one gram of protein per serving and
9 intended for the dietary treatment of an inherited metabolic disease
10 under the direction of a physician.

11 (3) "Amino acid modified preparation" means a product intended
12 for the dietary treatment of an inherited metabolic disease under the
13 direction of a physician.

14 (4) "Specialized formula" means a nutritional formula for children
15 up to age [eight] twelve that is exempt from the general requirements
16 for nutritional labeling under the statutory and regulatory guidelines
17 of the federal Food and Drug Administration and is intended for use
18 solely under medical supervision in the dietary management of
19 specific diseases.

20 (b) Each individual health insurance policy providing coverage of
21 the type specified in subdivisions (1), (2), (4), (6), (11) and (12) of
22 section 38a-469 delivered, issued for delivery or renewed in this state
23 on or after October 1, 1997, shall provide coverage for amino acid
24 modified preparations and low protein modified food products for the
25 treatment of inherited metabolic diseases if the amino acid modified
26 preparations or low protein modified food products are prescribed for
27 the therapeutic treatment of inherited metabolic diseases and are
28 administered under the direction of a physician.

29 (c) Each individual health insurance policy providing coverage of
30 the type specified in subdivisions (1), (2), (4), (6), (11) and (12) of
31 section 38a-469 delivered, issued for delivery or renewed in this state
32 on or after October 1, [2001] 2007, shall provide coverage for
33 specialized formulas when such specialized formulas are medically
34 necessary for the treatment of a disease or condition and are
35 administered under the direction of a physician.

36 (d) Such policy shall provide coverage for such preparations, food
37 products and formulas on the same basis as outpatient prescription
38 drugs.

39 Sec. 2. Section 38a-518c of the general statutes is repealed and the
40 following is substituted in lieu thereof (*Effective October 1, 2007*):

41 (a) For purposes of this section:

42 (1) "Inherited metabolic disease" includes (A) a disease for which
43 newborn screening is required under section 19a-55; and (B) cystic

44 fibrosis.

45 (2) "Low protein modified food product" means a product
46 formulated to have less than one gram of protein per serving and
47 intended for the dietary treatment of an inherited metabolic disease
48 under the direction of a physician.

49 (3) "Amino acid modified preparation" means a product intended
50 for the dietary treatment of an inherited metabolic disease under the
51 direction of a physician.

52 (4) "Specialized formula" means a nutritional formula for children
53 up to age [eight] twelve that is exempt from the general requirements
54 for nutritional labeling under the statutory and regulatory guidelines
55 of the federal Food and Drug Administration and is intended for use
56 solely under medical supervision in the dietary management of
57 specific diseases.

58 (b) Each group health insurance policy providing coverage of the
59 type specified in subdivisions (1), (2), (4), (6), (11) and (12) of section
60 38a-469 delivered, issued for delivery or renewed in this state on or
61 after October 1, 1997, shall provide coverage for amino acid modified
62 preparations and low protein modified food products for the treatment
63 of inherited metabolic diseases if the amino acid modified preparations
64 or low protein modified food products are prescribed for the
65 therapeutic treatment of inherited metabolic diseases and are
66 administered under the direction of a physician.

67 (c) Each group health insurance policy providing coverage of the
68 type specified in subdivisions (1), (2), (4), (6), (11) and (12) of section
69 38a-469 delivered, issued for delivery or renewed in this state on or
70 after October 1, [2001] 2007, shall provide coverage for specialized
71 formulas when such specialized formulas are medically necessary for
72 the treatment of a disease or condition and are administered under the
73 direction of a physician.

74 (d) Such policy shall provide coverage for such preparations, food
75 products and formulas on the same basis as outpatient prescription
76 drugs.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2007	38a-492c
Sec. 2	October 1, 2007	38a-518c

Statement of Purpose:

To expand insurance coverage for specialized formulas for children up to age twelve. Current statute requires such coverage for children up to age eight.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. CRISCO, 17th Dist.; SEN. PRAGUE, 19th Dist.
REP. HURLBURT, 53rd Dist.; SEN. DOYLE, 9th Dist.

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