



General Assembly

February Session, 2010

**Raised Bill No. 15**

LCO No. 121

\*00121\_\_\_\_\_INS\*

Referred to Committee on Insurance and Real Estate

Introduced by:  
(INS)

**AN ACT CONCERNING PRESCRIPTION DRUG COPAYMENTS.**

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

1 Section 1. Section 38a-510 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective January 1, 2011*):

3 [(a)] No health insurance policy issued on an individual basis,  
4 whether issued by an insurance company, a hospital service  
5 corporation, a medical service corporation or a health care center,  
6 [which] that provides coverage for prescription drugs may: [require]

7 (1) Require any person covered under such policy to obtain  
8 prescription drugs from a mail order pharmacy as a condition of  
9 obtaining benefits for such drugs;

10 (2) Impose any copayment, reimbursement amount, number of days  
11 of a drug supply for which reimbursement is allowed under such  
12 policy or any other payment or condition for prescription drugs  
13 obtained from a retail pharmacy that is more restrictive than that  
14 imposed on prescription drugs obtained from a mail order pharmacy;  
15 or

16 (3) Impose a monetary advantage or penalty under such policy that  
17 could affect an insured's choice of pharmacies, including, but not  
18 limited to, a higher copayment, a reduction in reimbursement or  
19 promotion of one participating pharmacy over another by such  
20 methods.

21 [(b) The provisions of this section shall apply to any such policy  
22 delivered, issued for delivery, renewed, amended or continued in this  
23 state on or after July 1, 2005.]

24 Sec. 2. Section 38a-544 of the general statutes is repealed and the  
25 following is substituted in lieu thereof (*Effective January 1, 2011*):

26 [(a)] No medical benefits contract on a group basis, whether issued  
27 by an insurance company, a hospital service corporation, a medical  
28 service corporation or a health care center, [which] that provides  
29 coverage for prescription drugs may; [require]

30 (1) Require any person covered under such contract to obtain  
31 prescription drugs from a mail order pharmacy as a condition of  
32 obtaining benefits for such drugs;

33 (2) Impose any copayment, reimbursement amount, number of days  
34 of a drug supply for which reimbursement is allowed under such  
35 contract or any other payment or condition for prescription drugs  
36 obtained from a retail pharmacy that is more restrictive than that  
37 imposed on prescription drugs obtained from a mail order pharmacy;  
38 or

39 (3) Impose a monetary advantage or penalty under such contract  
40 that could affect an insured's choice of pharmacies, including, but not  
41 limited to, a higher copayment, a reduction in reimbursement or  
42 promotion of one participating pharmacy over another by such  
43 methods.

44 [(b) The provisions of this section shall apply to any such medical  
45 benefits contract delivered, issued for delivery or renewed in this state

46 on or after July 1, 1989.]

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2011</i>	38a-510
Sec. 2	<i>January 1, 2011</i>	38a-544

**Statement of Purpose:**

To require any copayment required by an individual or group health insurance policy for prescription drugs to be the same regardless of whether such drugs are obtained through a retail pharmacy or through a mail order pharmacy.

*[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.]*