



General Assembly

Substitute Bill No. 15

February Session, 2010

* _____SB00015INS__021710_____*

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 Section 38a-510 of the general statutes is repealed and the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; or

10 (2) Impose (A) any copayment, reimbursement amount, number of
11 days 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 an in-network or out-of-network retail pharmacy that is
14 more restrictive than that imposed on prescription drugs obtained
15 from another retail pharmacy, or (B) a monetary advantage or penalty
16 under such policy that could affect an insured's choice of pharmacy,
17 including, but not limited to, a higher copayment, a reduction in
18 reimbursement or promotion of one participating provider pharmacy
19 over another by such methods.

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

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 Section 38a-544 of the general statutes is repealed and the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

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

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

32 (2) Impose (A) any copayment, reimbursement amount, number of
33 days of a drug supply for which reimbursement is allowed under such
34 policy or any other payment or condition for prescription drugs
35 obtained from an in-network or out-of-network retail pharmacy that is
36 more restrictive than that imposed on prescription drugs obtained
37 from another retail pharmacy, or (B) a monetary advantage or penalty
38 under such policy that could affect an insured's choice of pharmacy,
39 including, but not limited to, a higher copayment, a reduction in
40 reimbursement or promotion of one participating provider pharmacy
41 over another by such methods.

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

INS *Joint Favorable Subst.*