



General Assembly

February Session, 2010

**Amendment**

LCO No. 3009

**\*SB0001503009SD0\***

Offered by:

SEN. CRISCO, 17<sup>th</sup> Dist.

REP. FONTANA, 87<sup>th</sup> Dist.

To: Subst. Senate Bill No. 15

File No. 3

Cal. No. 37

**"AN ACT CONCERNING PRESCRIPTION DRUG COPAYMENTS."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

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 Section 38a-510 of the general statutes is repealed and the  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

5 [(a)] No [health insurance policy issued on an individual basis,  
6 whether issued by an] insurance company, [a] hospital service  
7 corporation, [a] medical service corporation or [a] health care center [,  
8 which] that delivers, issues for delivery, renews, amends or continues  
9 an individual health insurance policy that provides coverage for  
10 prescription drugs [may require] shall:

11 (1) Require any person covered under such policy to obtain  
12 prescription drugs from a mail order pharmacy as a condition of  
13 obtaining benefits for such drugs; or

14     (2) Impose any copayment, reimbursement amount, number of days  
15 of a drug supply for which reimbursement is allowed under such  
16 policy or any other payment or condition for prescription drugs  
17 obtained from an in-network or out-of-network retail pharmacy that is  
18 more restrictive than that imposed on prescription drugs obtained  
19 from another retail pharmacy.

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 Section 38a-544 of the general statutes is repealed and the  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 delivers,  
28 issues for delivery, renews, amends or continues a group medical  
29 benefits contract that provides coverage for prescription drugs [may  
30 require] shall:

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

34     (2) Impose any copayment, reimbursement amount, number of days  
35 of a drug supply for which reimbursement is allowed under such  
36 policy or any other payment or condition for prescription drugs  
37 obtained from an in-network or out-of-network retail pharmacy that is  
38 more restrictive than that imposed on prescription drugs obtained  
39 from another retail pharmacy.

40     [(b) The provisions of this section shall apply to any such medical  
41 benefits contract delivered, issued for delivery or renewed in this state  
42 on or after July 1, 1989.]"

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