



Substitute House Bill No. 5443

Public Act No. 14-157

AN ACT CONCERNING COVERAGE UNDER STATE MEDICAL ASSISTANCE PROGRAMS FOR CERTAIN OVER-THE-COUNTER DRUGS.

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

Section 1. Section 17b-280a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Notwithstanding any provision of the general statutes, no payment shall be made under a medical assistance program administered by the Department of Social Services for over-the-counter drugs, except for (1) the medical assistance program established pursuant to section 17b-256, [for an over-the-counter drug, except for (1)] (2) insulin and insulin syringes, [(2)] (3) nutritional supplements for individuals who are required to be tube fed or who cannot safely ingest nutrition in any other form, and as may be required by federal law, [and (3)] (4) effective January 1, 2012, smoking cessation drugs as provided in section 17b-278a, and (5) over-the-counter drugs that are required to be covered pursuant to 42 CFR 440.347, including drugs for individuals with specified diagnoses that have a rating of "A" or "B" in the current recommendations of the United States Preventive Services Task Force, provided the Department of Social Services may also pay for such over-the-counter drugs under a medical assistance program or portion

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thereof that is not subject to 42 CFR 440.347. On or before August 1, 2011, the Commissioner of Social Services shall provide notice to pharmacists who provide services to beneficiaries of a medical assistance program administered by the department that such pharmacists may bill the department for supplies utilized in the treatment of diabetes using the durable medical equipment, medical surgical supply fee schedule. The commissioner shall provide a copy of such notice to the joint standing committees of the General Assembly having cognizance of matters relating to human services and appropriations and the budgets of state agencies.

Approved June 11, 2014