



General Assembly

Amendment

February Session, 2014

LCO No. 3667

SB0018603667SD0

Offered by:

SEN. LOONEY, 11th Dist.

SEN. CRISCO, 17th Dist.

To: Senate Bill No. 186

File No. 58

Cal. No. 78

**"AN ACT CONCERNING DISPENSATION AND INSURANCE
COVERAGE OF A PRESCRIBED DRUG DURING REVIEW OF AN
ADVERSE DETERMINATION OR A FINAL ADVERSE
DETERMINATION."**

1 Strike lines 45 to 53, inclusive, in their entirety and insert the
2 following in lieu thereof:

3 "(C) Notwithstanding subparagraph (B) of this subdivision, if a
4 covered person or the covered person's authorized representative files
5 any grievance or requests any review of an adverse determination
6 pursuant to this section relating to the dispensation of a drug, other
7 than a schedule II or III controlled substance, prescribed by a licensed
8 participating provider, the health carrier shall issue immediate
9 electronic authorization to the covered person's pharmacy for the
10 dispensation of a one-time fourteen-day supply of such drug. Such
11 authorization shall include confirmation of the availability of payment
12 for such supply of such drug. The provisions of this subparagraph
13 shall not apply to a grievance or review of an adverse determination

14 under this section concerning the substitution of a generic drug or
15 another brand name drug for a prescribed brand name drug unless the
16 prescribing licensed participating provider has specified that there
17 shall be no substitution for the specified brand name drug."

18 Strike lines 328 to 336, inclusive, in their entirety and insert the
19 following in lieu thereof:

20 "(4) Notwithstanding subdivision (3) of this subsection, if a covered
21 person or the covered person's authorized representative files any
22 grievance or requests any review of an adverse determination
23 pursuant to this section relating to the dispensation of a drug, other
24 than a schedule II or III controlled substance, prescribed by a licensed
25 participating provider, the health carrier shall issue immediate
26 electronic authorization to the covered person's pharmacy for the
27 dispensation of a one-time fourteen-day supply of such drug. Such
28 authorization shall include confirmation of the availability of payment
29 for such supply of such drug. The provisions of this subdivision shall
30 not apply to a grievance or review of an adverse determination under
31 this section concerning the substitution of a generic drug or another
32 brand name drug for a prescribed brand name drug unless the
33 prescribing licensed participating provider has specified that there
34 shall be no substitution for the specified brand name drug."

35 Strike lines 442 to 449, inclusive, in their entirety and insert the
36 following in lieu thereof:

37 "(2) If a covered person or the covered person's authorized
38 representative files any grievance or requests any review of an adverse
39 determination pursuant to this section relating to the dispensation of a
40 drug, other than a schedule II or III controlled substance, prescribed by
41 a licensed participating provider, the health carrier shall issue
42 immediate electronic authorization to the covered person's pharmacy
43 for the dispensation of a one-time fourteen-day supply of such drug.
44 Such authorization shall include confirmation of the availability of
45 payment for such supply of such drug. The provisions of this

46 subdivision shall not apply to a grievance or review of an adverse
47 determination under this section concerning the substitution of a
48 generic drug or another brand name drug for a prescribed brand name
49 drug unless the prescribing licensed participating provider has
50 specified that there shall be no substitution for the specified brand
51 name drug."

52 Strike lines 562 to 569, inclusive, in their entirety and insert the
53 following in lieu thereof:

54 "(3) If a covered person or the covered person's authorized
55 representative files any grievance or requests any review of an adverse
56 determination pursuant to this section relating to the dispensation of a
57 drug, other than a schedule II or III controlled substance, prescribed by
58 a licensed participating provider, the health carrier shall issue
59 immediate electronic authorization to the covered person's pharmacy
60 for the dispensation of a one-time fourteen-day supply of such drug.
61 Such authorization shall include confirmation of the availability of
62 payment for such supply of such drug. The provisions of this
63 subdivision shall not apply to a grievance or review of an adverse
64 determination under this section concerning the substitution of a
65 generic drug or another brand name drug for a prescribed brand name
66 drug unless the prescribing licensed participating provider has
67 specified that there shall be no substitution for the specified brand
68 name drug."