

Senate Amendment 5112

Amendment Text

PAG LIN

1 1 Amend [Senate File 2126](#) as follows;
1 2 #1. Page 1, line 4, by striking the words "an
1 3 individual or" and inserting the following: "a".
1 4 #2. Page 1, line 19, by striking the words "an
1 5 individual or" and inserting the following: "a".
1 6 #3. Page 2, by inserting after line 30 the
1 7 following:
1 8 "4A. This section shall not be construed to limit
1 9 or otherwise discourage the use of generic equivalent
1 10 drugs approved by the United States food and drug
1 11 administration, whenever available and appropriate.
1 12 This section, when a brand name drug is requested by a
1 13 covered individual and a suitable generic equivalent
1 14 is available and appropriate, shall not be construed
1 15 to prohibit a third-party payor from requiring the
1 16 covered individual to pay a deductible, coinsurance,
1 17 or copayment consistent with subsection 3, in addition
1 18 to the difference of the cost of the brand name drug
1 19 less the maximum covered amount for a generic
1 20 equivalent.
1 21 4B. A person who provides an individual policy or
1 22 contract providing for third-party payment or
1 23 prepayment of health or medical expenses shall make
1 24 available a coverage provision that satisfies the
1 25 requirements in subsections 1 through 4A in the same
1 26 manner as such requirements are applicable to a group
1 27 policy or contract under those subsections. The
1 28 policy or contract shall provide that the individual
1 29 policyholder may reject the coverage provision at the
1 30 option of the policyholder."
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1 33 _____
1 34 JoANN JOHNSON
1 35 [SF 2126.801](#) 78
1 36 mj/cf