

House File 2138 - Introduced

HOUSE FILE 2138
BY COMMITTEE ON HUMAN
RESOURCES

(SUCCESSOR TO HSB 501)

A BILL FOR

1 An Act relating to insurance coverage for prescription insulin
2 drugs.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 514C.18A Prescription insulin drugs
2 — coverage.

3 1. As used in this section, unless the context otherwise
4 requires:

5 a. "*Cost-sharing*" means any coverage limit, copayment,
6 coinsurance, deductible, or other out-of-pocket expense
7 obligation imposed on a covered person by a policy, contract,
8 or plan providing for third-party payment or prepayment of
9 health or medical expenses.

10 b. "*Covered person*" means a policyholder, subscriber, or
11 other person participating in a policy, contract, or plan that
12 provides for third-party payment or prepayment of health or
13 medical expenses.

14 c. "*Health care professional*" means the same as defined in
15 section 514J.102.

16 d. "*Prescription insulin drug*" means a prescription drug
17 that contains insulin, is used to treat diabetes, that has been
18 prescribed as medically necessary by a covered person's health
19 care professional, and is a benefit covered by the covered
20 person's policy, contract, or plan.

21 2. Notwithstanding the uniformity of treatment requirements
22 of section 514C.6, a policy, contract, or plan providing
23 for third-party payment or prepayment of health or medical
24 expenses that provides coverage for prescription drugs shall
25 cap the total amount of cost-sharing that a covered person is
26 required to pay to an amount not to exceed one hundred dollars
27 for a thirty-day supply of at least one type of each of the
28 following:

29 a. Rapid-acting prescription insulin drugs.

30 b. Short-acting prescription insulin drugs.

31 c. Intermediate-acting prescription insulin drugs.

32 d. Long-acting prescription insulin drugs.

33 3. Nothing in this section shall be construed to prohibit
34 a policy, contract, or plan providing for third-party payment
35 or prepayment of health or medical expenses from reducing a

1 covered person's cost-sharing obligation by an amount greater
2 than the amount specified pursuant to subsection 2.

3 4. a. This section shall apply to the following classes
4 of third-party payment provider contracts, policies, or plans
5 delivered, issued for delivery, continued, or renewed in this
6 state on or after January 1, 2021:

7 (1) Individual or group accident and sickness insurance
8 providing coverage on an expense-incurred basis.

9 (2) An individual or group hospital or medical service
10 contract issued pursuant to chapter 509, 514, or 514A.

11 (3) An individual or group health maintenance organization
12 contract regulated under chapter 514B.

13 (4) A plan established for public employees pursuant to
14 chapter 509A.

15 b. This section shall not apply to accident-only, specified
16 disease, short-term hospital or medical, hospital confinement
17 indemnity, credit, dental, vision, Medicare supplement,
18 long-term care, basic hospital and medical-surgical expense
19 coverage as defined by the commissioner of insurance,
20 disability income insurance coverage, coverage issued as a
21 supplement to liability insurance, workers' compensation or
22 similar insurance, or automobile medical payment insurance.

23 5. The commissioner of insurance may adopt rules pursuant to
24 chapter 17A to administer this section.

25 EXPLANATION

26 The inclusion of this explanation does not constitute agreement with
27 the explanation's substance by the members of the general assembly.

28 This bill relates to prescription insulin drugs and coverage
29 by policies, contracts, or plans providing for third-party
30 payment or prepayment of health or medical expenses that
31 provide coverage for prescription drugs.

32 The bill requires a policy, contract, or plan providing
33 for third-party payment or prepayment of health or medical
34 expenses that provides coverage for prescription drugs to cap
35 the total amount of cost-sharing that a covered person is

1 required to pay for a prescription insulin drug to an amount
2 not more than \$100 for a 30-day supply of at least one type
3 of rapid-acting prescription insulin drugs, short-acting
4 prescription insulin drugs, intermediate-acting prescription
5 insulin drugs, or long-acting prescription insulin drugs.
6 "Prescription insulin drug" is defined in the bill as a
7 prescription drug that contains insulin, is used to treat
8 diabetes, has been prescribed as medically necessary by a
9 covered person's health care professional, and is a benefit
10 covered by a covered person's policy, contract, or plan. The
11 bill defines "cost-sharing" as any coverage limit, copayment,
12 coinsurance, deductible, or other out-of-pocket expense imposed
13 on a covered person.

14 The bill does not prohibit a policy, contract, or plan
15 providing for third-party payment or prepayment of health or
16 medical expenses from reducing a covered person's cost-sharing
17 to less than \$100 for a 30-day supply of a prescription insulin
18 drug.

19 The bill applies to third-party payment provider contracts,
20 policies, or plans delivered, issued for delivery, continued,
21 or renewed in this state on or after January 1, 2021, by the
22 third-party payment providers enumerated in the bill.

23 The bill specifies the types of specialized health-related
24 insurance which are not subject to the coverage requirements
25 of the bill.

26 The commissioner of insurance may adopt rules to administer
27 the requirements of the bill.