

IN THE SENATE

SENATE BILL NO. 1034, As Amended

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO HEALTH INSURANCE; AMENDING CHAPTER 18, TITLE 41, IDAHO CODE,
2 BY THE ADDITION OF A NEW SECTION 41-1853, IDAHO CODE, TO ESTABLISH PRO-
3 VISIONS REGARDING ANTICANCER MEDICATIONS; AND PROVIDING AN EFFECTIVE
4 DATE.
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Chapter 18, Title 41, Idaho Code, be, and the same is
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
9 ignated as Section 41-1853, Idaho Code, and to read as follows:

10 41-1853. ANTICANCER MEDICATIONS. (1) For purposes of this section:

11 (a) "Anticancer medication" means a drug or biologic used to kill,
12 slow, or prevent the growth of cancerous cells, whether administered
13 orally, intravenously, or by injection.

14 (b) "Health benefit plan" shall have the same meaning as provided in
15 section 41-5903, Idaho Code.

16 (2) A health benefit plan covering food and drug administration ap-
17 proved anticancer medications determined to be necessary by a licensed
18 oncologist, ordered by a licensed oncologist, and meeting health benefit
19 plan coverage criteria shall not assign a higher copayment, deductible, or
20 coinsurance amount for a patient-administered anticancer medication than
21 for an injected or intravenously administered anticancer medication.

22 (3) A health benefit plan covering an anticancer medication is not re-
23 quired to classify the anticancer medication as a medical benefit.

24 (4) A health benefit plan that provides coverage of anticancer medica-
25 tions cannot comply with the provisions of subsection (2) of this section by:

26 (a) Increasing the copayment, deductible, or coinsurance amount re-
27 quired for an anticancer medication covered under the health benefit
28 plan; or

29 (b) Reclassifying benefits with respect to anticancer medications.

30 SECTION 2. This act shall be in full force and effect on and after Jan-
31 uary 1, 2020.