

IN THE SENATE

SENATE BILL NO. 1273

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO INSURANCE; AMENDING CHAPTER 18, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1852, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING COVERAGE OF ANTICANCER MEDICATIONS UNDER HEALTH BENEFIT PLANS.

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

SECTION 1. That Chapter 18, Title 41, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 41-1852, Idaho Code, and to read as follows:

41-1852. ANTICANCER MEDICATIONS. (1) For purposes of this section:

(a) "Anticancer medication" means a drug or biologic used to kill, slow or prevent the growth of cancerous cells.

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

(2) A health benefit plan covering anticancer medications that are injected or intravenously administered by a health care provider and patient-administered anticancer medications, including, but not limited to, those medications that are orally administered or self-injected, may not require a higher copayment, deductible or coinsurance amount for patient-administered anticancer medications than it requires for injected or intravenously administered anticancer medications, regardless of the formulation or benefit category determination by the health benefit plan.

(3) A health benefit plan may not comply with the provisions of subsection (2) of this section by:

(a) Increasing the copayment, deductible or coinsurance amount required for injected or intravenously administered anticancer medications that are covered under the health benefit plan; or

(b) Reclassifying benefits with respect to anticancer medications.