

ENGROSSED SENATE AMENDMENT  
TO  
ENGROSSED HOUSE BILL NO. 2072

By: Bass of the House

and

Hendrick of the Senate

An Act relating to public health and insurance;  
recodifying in the Insurance Code Sections 5 and 6,  
Chapter 250, O.S.L. 1993 (63 O.S. Supp. 1993,  
Sections 1-2604 and 1-2605), which relate to  
insurance; and declaring an emergency.

AMENDMENT NO. 1. Page 1, strike the title, enacting clause and  
entire bill and insert

"[ public health - insurance - coverage for prescription  
drugs -  
recodification -  
emergency ]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 5, Chapter 250, O.S.L.  
1993 (63 O.S. Supp. 1993, Section 1-2604), is amended to read as  
follows:

Section 1-2604. A. No individual policy of accident and health  
insurance issued which provides coverage for prescription drugs, nor  
any group blanket policy of accident and health insurance issued  
which provides coverage for prescription drugs shall exclude

coverage of Federal-Drug-Administration-approved prescription drugs for cancer treatment ~~or the study of oncology~~ because the off-label use of such prescription drug has not been approved by the Federal Food and Drug Administration for that indication if such use is contained in one of the standard reference compendia, as defined in paragraph (d) of Section 1-1401 of Title 63 of the Oklahoma Statutes.

B. Any coverage of a prescription drug required by this section shall also include provisions for coverage of medically necessary services associated with the administration of the prescription drug.

C. Nothing in this section shall be construed as altering existing law with regard to provisions limiting the coverage of prescription drugs that have not been approved by the Federal Food and Drug Administration.

SECTION 2. AMENDATORY Section 6, Chapter 250, O.S.L. 1993 (63 O.S. Supp. 1993, Section 1-2605), is amended to read as follows:

Section 1-2605. Any group or non-group health maintenance contract which provides coverage for prescription drugs shall also provide coverage of off-label uses of Federal-Drug-Administration-approved prescription drugs used in the treatment of cancer ~~or the study of oncology~~ if such uses are contained in one of the standard reference compendia, as defined in paragraph (d) of Section 1-1401 of Title 63 of the Oklahoma Statutes.

SECTION 3. RECODIFICATION Sections 5 and 6, Chapter 250, O.S.L. 1993 (63 O.S. Supp. 1993, Sections 1-2604 and 1-2605), as amended by Sections 1 and 2 of this act shall be recodified as Sections 4405.1 and 4405.2 respectively of Title 36 of the Oklahoma Statutes, unless there is created a duplication in numbering.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby

declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

Passed the Senate the 13th day of April, 1994.

President of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_, 1994.

Speaker of the House of Representatives