

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 COMMITTEE SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 1757

6 By: Martin (Scott)

7 COMMITTEE SUBSTITUTE

8 An Act relating to insurance; authorizing health
9 benefit plans to modify prescription drug coverage
10 under specific circumstances; stating circumstances;
11 providing for codification; and providing an
12 effective date.

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

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 3634.5 of Title 36, unless there
16 is created a duplication in numbering, reads as follows:

17 Health benefit plans may remove drugs from their formularies,
18 move covered drugs to a higher co-payment tier, add utilization
19 management requirements, interchange drugs, or implement mandatory
20 generic substitution programs, only after sixty (60) days notice to
21 prescribers, network pharmacies, pharmacists, plan enrollees, and
22 plan beneficiaries covered by the plan. Plans may make such
23 formulary changes only if enrollees and beneficiaries currently
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1 taking an affected drug are exempt from the formulary change for the
2 remainder of the plan.

3 SECTION 2. This act shall become effective November 1, 2009.

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5 52-1-7123 SD 02/25/09

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