

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 54th Legislature (2013)

4   HOUSE BILL 2202

                                  By: Derby

7                                   AS INTRODUCED

8                   An Act relating to insurance; requiring health  
9                   benefit plans to provide coverage for oral anticancer  
10                  medications on certain basis; prohibiting increase in  
11                  certain out-of-pocket expenses; providing for  
12                  interpretation; defining terms; and providing an  
13                  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 6060.9a of Title 36, unless  
16           there is created a duplication in numbering, reads as follows:

17           A.   1.   Any health benefit plan that provides coverage and  
18           benefits for cancer treatment shall provide coverage of prescribed  
19           orally administered anticancer medications on a basis no less  
20           favorable than intravenously administered or injected cancer  
21           medications;

22           2.   Coverage of orally administered anticancer medications shall  
23           not be subject to any prior authorization, dollar limit, copayment,  
24           deductible, or other out-of-pocket expense that does not apply to

1 intravenously administered or injected cancer medications,  
2 regardless of formulation or benefit category determination by the  
3 company administering the health benefit plan;

4 3. A health benefit plan shall not reclassify or increase any  
5 type of cost-sharing to the covered person for anticancer  
6 medications in order to achieve compliance with this section. Any  
7 change in health insurance coverage that otherwise increases an out-  
8 of-pocket expense applied to anticancer medications shall also be  
9 applied to the majority of comparable medical or pharmaceutical  
10 benefits covered by the health benefit plan; and

11 4. A health benefit plan that limits the total amount paid by a  
12 covered person through all cost-sharing requirements to no more than  
13 One Hundred Dollars (\$100.00) per filled prescription for any orally  
14 administered anticancer medication shall be considered in compliance  
15 with this section. For purposes of this paragraph, "cost-sharing  
16 requirements" shall include copayments, coinsurance, deductibles,  
17 and any other amounts paid by the covered person for that  
18 prescription.

19 B. As used in this section:

20 1. "Anticancer medications" mean medications used to kill or  
21 slow the growth of cancer cells;

22 2. "Covered person" means a policyholder, subscriber, enrollee,  
23 or other individual enrolled in or insured by a health benefit plan  
24 for health insurance coverage; and

1           3. "Health benefit plan" means any plan or arrangement as  
2 defined in subsection C of Section 6060.4 of Title 36 of the  
3 Oklahoma Statutes.

4           SECTION 2. This act shall become effective November 1,2013.

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6 COMMITTEE REPORT BY: COMMITTEE ON INSURANCE, dated 02/20/2013 - DO  
7 PASS.  
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