

1 **SENATE FLOOR VERSION**

2 February 27, 2013

3 **AS AMENDED**

4 SENATE BILL NO. 765

By: Treat of the Senate

and

Derby of the House

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8 **[insurance - providing coverage and benefits for**
9 **certain cancer treatment - codification - effective**
10 **date]**

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

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 6060.9a of Title 36, unless
15 there is created a duplication in numbering, reads as follows:

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

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

1 of formulation or benefit category determination by the company
2 administering the health benefit plan.

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

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

18 B. As used in this section:

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

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

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.

5 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
6 February 27, 2013 - DO PASS AS AMENDED
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