

1 ENGROSSED HOUSE  
2 BILL NO. 2351

By: Dempsey and Davis of the  
House

3 and

4 Hicks of the Senate

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6  
7 [ health insurance - treatment of diabetes - program  
8 that allows Oklahomans to purchase discounted  
9 insulin - codification - effective 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 6060.2a of Title 36, unless  
15 there is created a duplication in numbering, reads as follows:

16 A. The State shall direct the creation of a discount program  
17 that will allow participants to purchase insulin at a discounted,  
18 post-rebate rate.

19 B. As used in this section, unless the context otherwise  
20 requires:

21 1. "Participant" means a resident of Oklahoma who:

22 a. uses insulin to treat diabetes,

23 b. does not receive health coverage under the program,

24 and

1 c. enrolls in the discount program;

2 2. "Discount program" means a process developed by the program  
3 that allows participants to purchase insulin at a discounted, post-  
4 rebate rate;

5 3. "Rebate" means a refund, discount, or other price concession  
6 that is paid by a pharmaceutical manufacturer to a pharmacy benefit  
7 manager based on a prescription drug's utilization or effectiveness.  
8 Rebate does not include an administrative fee.

9 C. For the purpose of the insulin discount program only, the  
10 program shall allow participants to purchase insulin at a  
11 discounted, post-rebate rate.

12 D. The discount program described in this section shall:

13 1. Provide a participant with an electronic document that  
14 identifies the participant as eligible for the discount;

15 2. Provide a participant with information about pharmacies that  
16 will honor the discount;

17 3. Allow a participant to purchase insulin at a discounted,  
18 post-rebate rate; and

19 4. Provide a participant with instructions to pursue a  
20 reimbursement of the purchase price from the participant's health  
21 insurer.

22 E. The discount program shall charge a price for the insulin  
23 that allows the program to retain only enough of any rebate for the  
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1 insulin to make the state risk pool whole for providing discounted  
2 insulin to participants.

3 SECTION 2. This act shall become effective November 1, 2023.

4 Passed the House of Representatives the 14th day of March, 2023.

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Presiding Officer of the House  
of Representatives

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9 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2023.

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Presiding Officer of the Senate

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