

MAINE STATE LEGISLATURE

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129th MAINE LEGISLATURE

SECOND REGULAR SESSION-2020

Legislative Document

No. 2096

H.P. 1493

House of Representatives, February 4, 2020

An Act To Save Lives by Capping the Out-of-pocket Cost of Certain Medications (AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.
Reference to the Committee on Health Coverage, Insurance and Financial Services suggested and ordered printed.

A handwritten signature in black ink that reads "R B Hunt".

ROBERT B. HUNT
Clerk

Presented by Speaker GIDEON of Freeport.

Cosponsored by President JACKSON of Aroostook and Representatives: ACKLEY of Monmouth, ALLEY of Beals, AUSTIN of Skowhegan, AUSTIN of Gray, BABINE of Scarborough, BAILEY of Saco, BICKFORD of Auburn, BRADSTREET of Vassalboro, BRENNAN of Portland, BROOKS of Lewiston, BRYANT of Windham, CAIAZZO of Scarborough, CARDONE of Bangor, CARNEY of Cape Elizabeth, CLOUTIER of Lewiston, COLLINGS of Portland, COOPER of Yarmouth, CRAVEN of Lewiston, CROCKETT of Portland, CUDDY of Winterport, DAUGHTRY of Brunswick, DENK of Kennebunk, DILLINGHAM of Oxford, DODGE of Belfast, DOLLOFF of Rumford, DOORE of Augusta, DOUDERA of Camden, DRINKWATER of Milford, DUNPHY of Old Town, EVANGELOS of Friendship, FARNSWORTH of Portland, FAY of Raymond, FECTEAU of Augusta, FECTEAU of Biddeford, GATTINE of Westbrook, GRAMLICH of Old Orchard Beach, GROHOSKI of Ellsworth, HANDY of Lewiston, HANINGTON of Lincoln, HARNETT of Gardiner, HEAD of Bethel, HEPLER of Woolwich, HICKMAN of Winthrop, HOBBS of Wells, HUBBELL of Bar Harbor, HYMANSON of York, INGWERSEN of Arundel, JORGENSEN of Portland, KESCHL of Belgrade, KORNFELD of Bangor, LANDRY of Farmington, MADIGAN of Waterville, MARTIN of Eagle Lake, MARTIN of Sinclair, MASON of Lisbon, MASTRACCIO of Sanford, MATLACK of St. George, MAXMIN of Nobleboro, McCREA of Fort Fairfield, McCREIGHT of Harpswell, McDONALD of Stonington, McLEAN of Gorham, MELARAGNO of Auburn, MEYER of Eliot, MILLETT of Waterford, MOONEN of Portland, MORALES of South Portland, MORIARTY of Cumberland, NADEAU of Winslow, NEWELL of the Passamaquoddy Tribe, O'CONNOR of Berwick, O'NEIL of Saco, PAULHUS of Bath, PEBWORTH of Blue Hill, PERRY of Calais, PERRY of Bangor, PICKETT of Dixfield, PIERCE of Falmouth, PLUECKER of Warren, PRESCOTT of Waterboro, RECKITT of South Portland, RILEY of Jay, RISEMAN of Harrison, ROBERTS of South Berwick, RYKERSON of Kittery, SAMPSON of Alfred, SCHNECK of Bangor, SHEATS of Auburn, STANLEY of Medway, STEARNS of Guilford, STEWART of Presque Isle, STOVER of Boothbay, SYLVESTER of Portland, TALBOT ROSS of Portland, TEPLER of Topsham, TERRY of Gorham, THERIAULT of China, TIPPING of Orono, TUCKER of Brunswick, TUELL of East Machias, WARREN of Hallowell, WHITE of Waterville, ZEIGLER of Montville, Senators: BELLOWS of Kennebec, BREEN of Cumberland, CARPENTER of Aroostook, CARSON of Cumberland, CLAXTON of Androscoggin, CYRWAY of Kennebec, DESCHAMBAULT of York, DILL of Penobscot, DOW of Lincoln, GRATWICK of Penobscot, HERBIG of Waldo, LUCHINI of Hancock, MILLETT of Cumberland, SANBORN, L. of Cumberland, VITELLI of Sagadahoc.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 24-A MRSA §4317-C** is enacted to read:

3 **§4317-C. Coverage for prescription insulin drugs; limit on out-of-pocket costs**

4 A carrier that provides coverage for prescription insulin drugs may not impose any
5 deductible, copayment, coinsurance or other cost-sharing requirement on an enrollee for
6 that coverage that results in out-of-pocket costs to the enrollee that exceed \$100 per 30-
7 day supply of covered prescription insulin drugs, regardless of the amount, type or
8 number of insulin drugs needed to fill the enrollee's prescription.

9 Nothing in this section prevents a carrier from reducing an enrollee's cost-sharing
10 requirement by an amount greater than the amount specified in this section.

11 The superintendent may adopt rules to implement and administer this section to align
12 with applicable federal requirements. Rules adopted pursuant to this section are routine
13 technical rules as defined in Title 5, chapter 375, subchapter 2-A.

14 **SUMMARY**

15 This bill provides that a health insurance carrier that provides coverage for
16 prescription insulin drugs may not impose a cost-sharing requirement on the enrollee that
17 results in out-of-pocket costs to the enrollee in excess of \$100 per 30-day supply of
18 insulin.