

2022 Regular Session

HOUSE BILL NO. 557

BY REPRESENTATIVE WILLARD

INSURANCE/HEALTH: Provides relative to the dispensing of contraceptives

1 AN ACT

2 To enact R.S. 22:1033.1 and Subpart E of Part I of Chapter 5-E of Title 40 of the Louisiana
3 Revised Statutes of 1950, to be comprised of R.S. 40:1248.21, relative to the
4 dispensation of contraceptives; to require a health coverage plan to provide
5 reimbursement for a six-month supply of contraceptive drugs dispensed at one time;
6 to provide for the Louisiana Department of Health relative to requiring health plans
7 of the state Medicaid program to provide reimbursement for a six-month supply of
8 contraceptive drugs dispensed at one time; to provide for a required usage period; to
9 provide for definitions; and to provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 22:1033.1 is hereby enacted to read as follows:

12 §1033.1. Dispensation of contraceptive drugs; six-month supply; coverage

13 A. A health coverage plan including a group coverage plan issued or
14 renewed in this state on or after January 1, 2023, providing coverage for
15 contraceptive drugs shall provide reimbursement for a six-month supply to be
16 obtained at one time by the insured, unless the insured requests a smaller supply or
17 the prescribing provider instructs for the insured to receive a smaller supply. The
18 insured shall have used the same contraceptive drugs for at least the consecutive six
19 months prior to receiving a six-month supply. The health coverage plan or group
20 coverage plan shall allow the insured to receive the contraceptive drugs onsite at the

1 provider's office, if available, and if the prescribing provider is contracted with the
2 health coverage plan or the plan's pharmacy benefit manager to dispense outpatient
3 prescription drugs through the plan's pharmacy benefit. Dispensing practices
4 required by the plan shall follow all clinical guidelines for appropriate prescribing
5 and dispensing to ensure the health of the insured while maximizing access to
6 effective contraceptive drugs.

7 B. For purposes of this Section, "contraceptive drugs" means all drugs
8 approved by the United States Food and Drug Administration that are used to
9 prevent pregnancy including but not limited to hormonal drugs administered orally,
10 transdermally, and intravaginally.

11 Section 2. Subpart E of Part I of Chapter 5-E of Title 40 of the Louisiana Revised
12 Statutes of 1950, comprised of R.S. 40:1248.21, is hereby enacted to read as follows:

13 SUBPART E. MEDICAID COVERAGE FOR CONTRACEPTIVES

14 §1248.21. Dispensation of contraceptive drugs; six-month supply; coverage

15 A. The Louisiana Department of Health shall require all Medicaid health
16 plans issued or renewed in this state on or after January 1, 2023, to include the
17 dispensing of contraceptive drugs with a six-month supply to be obtained at one time
18 by the insured, unless the insured requests a smaller supply or the prescribing
19 provider instructs for the insured to receive a smaller supply. The insured shall have
20 used the same contraceptive drugs for at least the consecutive six months prior to
21 receiving a six-month supply. Contracts with managed care plans shall allow the
22 insured to receive onsite dispensing of the prescribed contraceptive drugs at family
23 practice clinics, if available. Dispensing practices shall follow all clinical guidelines
24 for appropriate prescribing and dispensing to ensure the health of the insured while
25 maximizing access to effective contraceptive drugs.

26 B. For purposes of this Section, "contraceptive drugs" means all drugs
27 approved by the United States Food and Drug Administration that are used to
28 prevent pregnancy including but not limited to hormonal drugs administered orally,
29 transdermally, and intravaginally.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 557 Engrossed

2022 Regular Session

Willard

Abstract: Requires private health plans and state Medicaid health plans to reimburse for a six-month supply of contraceptive drugs dispensed at one time.

Proposed law generally requires a health coverage plan including a group coverage plan and Medicaid health plans issued or renewed in this state on or after Jan. 1, 2023, providing coverage for contraceptive drugs to reimburse for a six-month supply of contraceptive drugs to be obtained at one time by the insured, unless the insured requests a smaller supply or the prescribing provider instructs for the insured to receive a smaller supply. Further requires the insured to have used the same contraceptive drugs for at least the consecutive six months prior to receiving a six-month supply.

Proposed law requires a health coverage plan or group coverage plan to allow the insured to receive the contraceptive drugs onsite at the provider's office, if available, and if the prescribing provider is contracted with the health coverage plan or the plan's pharmacy benefit manager to dispense outpatient prescription drugs through the plan's pharmacy benefit. Further requires Medicaid health plans to allow the insured to receive the contraceptive drugs onsite at family practice clinics, if available.

Proposed law requires dispensing practices to follow all clinical guidelines for appropriate prescribing and dispensing to ensure the health of the insured while maximizing access to effective contraceptive drugs.

Proposed law defines "contraceptive drugs".

(Adds R.S. 22:1033.1 and R.S. 40:1248.21)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Insurance to the original bill:

1. Clarify that the dispensing of contraceptive drugs onsite at the provider's office is required if the prescribing provider is contracted with the health coverage plan or the plan's pharmacy benefit manager to dispense outpatient prescription drugs through the plan's pharmacy benefit.
2. Change the disbursement of contraceptive drugs from a 12-month supply to a six-month supply.
3. Decrease the timeframe for which the insured is required to have consecutively used the contraceptive drugs from 12 months to six months.