

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 38.2-3407.9:02, relating to*
3 *prescription drug formularies; denial of coverage for certain time periods.*

4
5 Approved

[S 284]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That the Code of Virginia is amended by adding a section numbered 38.2-3407.9:02 as follows:**

8 *§ 38.2-3407.9:02. Requirement for prescription drug coverage.*

9 *No (i) insurer proposing to issue individual or group accident and sickness insurance policies*
10 *providing hospital, medical and surgical or major medical coverage on an expense-incurred basis, (ii)*
11 *corporation providing individual or group accident and sickness subscription contracts, or (iii) health*
12 *maintenance organization providing a health care plan for health care services, whose policy, contract*
13 *or plan, including any certificate or evidence of coverage issued in connection with such policy, contract*
14 *or plan, includes coverage for prescription drugs shall exclude coverage for any prescription drug solely*
15 *on the basis of the length of time since the drug obtained FDA approval.*

ENROLLED

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