

State Corporation Commission

2015 Fiscal Impact Statement

1. Bill Number: HB1387

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Bell, Richard P.

3. Committee: Commerce and Labor

4. Title: Health insurance; coverage for renewals of Schedule IV prescription eyedrops.

5. Summary: Health insurance; coverage for renewals of Schedule IV prescription eyedrops. Prohibits health insurers, health maintenance organizations, and corporations providing health care coverage subscription contracts, whose policy, contract, or plan includes coverage for prescription drugs, from denying coverage for early renewals of Schedule IV prescription eyedrops at least twice annually. The measure is effective for contracts issued or renewed on and after January 1, 2016.

6. Budget amendment necessary: No

7. Fiscal Impact Estimates: No fiscal impact on the State Corporation Commission

8. Fiscal implications: None on the State Corporation Commission

9. Specific agency or political subdivisions affected: State Corporation Commission Bureau of Insurance

10. Technical amendment necessary: The State Corporation Commission Bureau of Insurance offered the following technical comments to the patron of House Bill 1387:

- It appears that the term “early renewal” refers to a situation in which an individual requests a refill for Schedule IV prescription eyedrops prior to the indicated prescription refill date. We suggest that the meaning of the term “early renewal” be clarified and any time parameters should also be identified...
- The changes identified below in lines 25-27 are suggested for clarity:

No insurer, corporation, or health maintenance organization shall impose upon any person receiving benefits pursuant to this section any copayment, ~~or fee, or and no condition~~ **may be applied to the person** that is not equally imposed upon all individuals in the same benefit category.”

- If the requirements of House Bill 1387 are intended to apply to Optometric Service Plans, then the proposed new § 38.2-3418.18 should be “swept in” to subsection A of § 38.2-4509, as follows:

A. No provision of this title except this chapter and, insofar as they are not inconsistent with this chapter, §§ [38.2-200](#), [38.2-203](#), [38.2-209](#) through [38.2-213](#), [38.2-218](#) through [38.2-225](#), [38.2-229](#), [38.2-316](#), [38.2-326](#), [38.2-400](#), [38.2-402](#) through [38.2-413](#), [38.2-500](#) through [38.2-515](#), [38.2-600](#) through [38.2-620](#), [38.2-900](#) through [38.2-904](#), [38.2-1038](#), [38.2-1040](#) through [38.2-1044](#), Articles 1 (§ [38.2-1300](#) et seq.) and 2 (§ [38.2-1306.2](#) et seq.) of Chapter 13, §§ [38.2-1312](#), [38.2-1314](#), [38.2-1315.1](#), Articles 4 (§ [38.2-1317](#) et seq.), 5 (§ [38.2-1322](#) et seq.), and 6 (§ [38.2-1335](#) et seq.) of Chapter 13, §§ [38.2-1400](#) through [38.2-1444](#), [38.2-1800](#) through [38.2-1836](#), [38.2-3401](#), [38.2-3404](#), [38.2-3405](#), [38.2-3407.1](#), [38.2-3407.4](#), [38.2-3407.10](#), [38.2-3407.13](#), [38.2-3407.14](#), [38.2-3407.15](#), [38.2-3407.17](#), [38.2-3415](#), ~~§ 38.2-3418.18~~ [38.2-3541](#), Article 5 (§ [38.2-3551](#) et seq.) of Chapter 35, §§ [38.2-3600](#) through [38.2-3603](#), Chapter 55 (§ [38.2-5500](#) et seq.), and Chapter 58 (§ [38.2-5800](#) et seq.) shall apply to the operation of a plan.

11. Other comments: None

Date: 01/19/15/V. Tompkins

cc: Secretary of Commerce and Trade
Secretary of Health and Human Resources