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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2012

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A N A C T

RELATING TO INSURANCE -- PHARMACY FREEDOM OF CHOICE

Introduced By: Representatives Hull, Bennett, Carnevale, and McLaughlin

Date Introduced: May 01, 2012

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 27-29.1-4 of the General Laws in Chapter 27-29.1 entitled
2 "Pharmacy Freedom of Choice - Fair Competition and Practices" is hereby amended to read as
3 follows:

4 **27-29.1-4. Mandate to offer a nonrestricted pharmacy network. --** Every health care
5 insurer that delivers or issues for delivery or renews in this state a contract, plan, or policy that
6 provides coverage for pharmaceuticals delivered on an outpatient basis through a restricted
7 pharmacy network, shall:

8 (a) Also offer insurance purchasers an optional benefit plan that includes a nonrestricted
9 pharmacy network [even if the nonrestricted pharmacy network does not offer mail order service](#);
10 and

11 (b) Subject to a determination by the US Department of Health and Human Services'
12 Centers for Medicare and Medicaid Services on the consistency of this subsection with Medicare
13 law and related regulations, offer only nonrestricted pharmacy networks in any Medicare
14 Supplement or Medicare+Choice Plans.

15 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO INSURANCE -- PHARMACY FREEDOM OF CHOICE

- 1 This act would permit insurance purchasers to use a nonrestricting pharmacy network
- 2 even if mail order service is not offered.
- 3 This act would take effect upon passage.

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