

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 17-0039.02 Christy Chase x2008

HOUSE BILL 17-1186

HOUSE SPONSORSHIP

Pettersen and Landgraf,

SENATE SPONSORSHIP

Coram,

House Committees

Health, Insurance, & Environment

Senate Committees

A BILL FOR AN ACT

101 CONCERNING A REQUIREMENT THAT HEALTH BENEFIT PLANS
102 REQUIRED TO COVER CONTRACEPTION REIMBURSE DISPENSERS
103 FOR DISPENSING A MULTIPLE-MONTHS' SUPPLY OF
104 PRESCRIPTION CONTRACEPTIVES.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

The bill requires individual and group sickness and accident policies, contracts, or plans that are required under current law to provide contraception coverage to reimburse participating providers or in-network

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

dispensing entities for:

- ! Dispensing prescription contraceptives in a 3-month supply for the first dispensing to the insured person and for a 12-month supply for subsequent dispensings of the same prescription contraceptive to the insured person; or
- ! Dispensing to the insured person a prescribed vaginal contraceptive ring intended to last for 3 months.

"Prescription contraceptive" is defined as a medically acceptable oral drug or contraceptive patch that is used to prevent pregnancy and that requires a prescription.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, **add** 10-16-104.2 as follows:

10-16-104.2. Coverage for contraception - definitions. (1) AS PART OF THE COVERAGE REQUIRED FOR CONTRACEPTION PURSUANT TO SECTION 10-16-104 (3)(a)(I) OR (18), AS APPLICABLE, ENTITIES SUBJECT TO PART 2, 3, OR 4 OF THIS ARTICLE 16 THAT ISSUE POLICIES, CONTRACTS, OR PLANS SUBJECT TO THE COVERAGE REQUIREMENTS IN SECTION 10-16-104 (3)(a)(I) OR (18) SHALL REIMBURSE A PARTICIPATING PROVIDER OR DISPENSING ENTITY THAT IS IN-NETWORK FOR DISPENSING TO A COVERED PERSON:

(a) PRESCRIPTION CONTRACEPTIVES INTENDED TO LAST:

(I) FOR A THREE-MONTH PERIOD THE FIRST TIME THE PRESCRIPTION CONTRACEPTIVE IS DISPENSED TO THE COVERED PERSON; AND

(II) FOR A TWELVE-MONTH PERIOD OR THROUGH THE END OF THE COVERED PERSON'S COVERAGE UNDER THE POLICY, CONTRACT, OR PLAN, WHICHEVER IS SHORTER, FOR ANY SUBSEQUENT DISPENSING OF THE SAME PRESCRIPTION CONTRACEPTIVE TO THE COVERED PERSON, REGARDLESS OF WHETHER THE COVERED PERSON WAS ENROLLED IN THE POLICY, CONTRACT, OR PLAN AT THE TIME THE PRESCRIPTION CONTRACEPTIVE WAS

1 FIRST DISPENSED; OR

2 (b) A PRESCRIBED VAGINAL CONTRACEPTIVE RING INTENDED TO
3 LAST FOR A THREE-MONTH PERIOD.

4 (2) AS USED IN THIS SECTION:

5 (a) "DISPENSING ENTITY" MEANS A PRESCRIPTION DRUG OUTLET,
6 PHARMACY, OR OTHER FACILITY REGISTERED BY THE STATE BOARD OF
7 PHARMACY UNDER PART 1 OF ARTICLE 42.5 OF TITLE 12.

8 (b) "PRESCRIPTION CONTRACEPTIVE" MEANS A MEDICALLY
9 ACCEPTABLE ORAL DRUG OR CONTRACEPTIVE PATCH OR RING THAT IS
10 USED TO PREVENT PREGNANCY AND THAT REQUIRES A PRESCRIPTION.

11 **SECTION 2. Act subject to petition - effective date.** This act
12 takes effect January 1, 2019; except that, if a referendum petition is filed
13 pursuant to section 1 (3) of article V of the state constitution against this
14 act or an item, section, or part of this act within the ninety-day period
15 after final adjournment of the general assembly, then the act, item,
16 section, or part will not take effect unless approved by the people at the
17 general election to be held in November 2018 and, in such case, will take
18 effect on January 1, 2019, or on the date of the official declaration of the
19 vote thereon by the governor, whichever is later.