

HOUSE FLOOR AMENDMENT

Third Reading

BY REPRESENTATIVE Brown

1 Amend revised bill, page 3, line 1, after "PAIN;" insert "AND".

2 Page 3, strike lines 2 through 4.

3 Renumber succeeding subparagraph accordingly.

4 Page 3, after line 9 insert:

5 "(b) (I) EXCEPT AS PROVIDED IN SUBSECTION (2.5)(b)(II) OF THIS
6 SECTION, ALL INDIVIDUAL AND SMALL GROUP HEALTH BENEFIT PLANS
7 ISSUED OR RENEWED IN THIS STATE ON OR AFTER JANUARY 1, 2027, SHALL
8 ENSURE THERE IS AT LEAST ONE NON-OPIOID PRESCRIPTION DRUG
9 AVAILABLE AS A CLINICALLY APPROPRIATE ALTERNATIVE FOR AN OPIOID
10 PRESCRIPTION DRUG.

11 (II) SUBSECTION (2.5)(b)(I) OF THIS SECTION IS INOPERATIVE AND
12 THE STATE SHALL NOT ASSUME AN OBLIGATION FOR THE COVERAGE
13 REQUIRED PURSUANT TO SUBSECTION (2.5)(b)(I) OF THIS SECTION IF THE
14 DIVISION DETERMINES THAT THE BENEFIT SPECIFIED IN SUBSECTION
15 (2.5)(b)(I) OF THIS SECTION REQUIRES STATE DEFRAIDAL OF THE COST OF
16 COVERAGE PURSUANT TO A PROVISION OF THE FEDERAL ACT, INCLUDING
17 42 U.S.C. SEC. 18031 (d)(3)(B) OR A SUCCESSOR PROVISION, AND THE
18 IMPLEMENTING REGULATIONS OR THE STATE IS OTHERWISE REQUIRED TO
19 DEFRAID THE COST OF COVERAGE REQUIRED PURSUANT TO SUBSECTION
20 (2.5)(b)(I) OF THIS SECTION.

21 (III) ALL LARGE EMPLOYER HEALTH BENEFIT PLANS ISSUED OR
22 RENEWED IN THIS STATE ON AND AFTER JANUARY 1, 2028, SHALL ENSURE
23 THERE IS AT LEAST ONE NON-OPIOID PRESCRIPTION DRUG AVAILABLE AS A
24 CLINICALLY APPROPRIATE ALTERNATIVE FOR AN OPIOID PRESCRIPTION
25 DRUG.

26 (IV) THE COVERAGE REQUIRED BY THIS SUBSECTION (2.5) MAY BE
27 OFFERED THROUGH A HIGH DEDUCTIBLE PLAN THAT WOULD QUALIFY FOR
28 A HEALTH SAVINGS ACCOUNT PURSUANT TO 26 U.S.C. SEC. 223; EXCEPT
29 THAT A CARRIER MAY APPLY DEDUCTIBLE AMOUNTS FOR THE REQUIRED
30 COVERAGE IF IT IS NOT CONSIDERED BY THE UNITED STATES DEPARTMENT
31 OF THE TREASURY TO BE PREVENTIVE OR TO HAVE AN ACCEPTABLE
32 DEDUCTIBLE."

33 Reletter succeeding paragraph accordingly.

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