

SENATE COMMITTEE OF REFERENCE AMENDMENT  
Committee on Health & Human Services.

SB24-110 be amended as follows:

1 Amend printed bill, page 3, line 5, strike "no".

2 Page 3, after line 13 insert:

3        "(c) "UNSUCCESSFULLY TREATED" REFERS TO THE CLINICALLY  
4 APPROPRIATE GUIDELINES USED TO DETERMINE A PATIENT'S FAILURE ON  
5 A MEDICATION AND MAY INCLUDE A LACK OF EFFICACY DURING A  
6 SIX-WEEK MEDICATION TRIAL, AN ALLERGIC REACTION, INTOLERABLE SIDE  
7 EFFECTS, SIGNIFICANT DRUG-TO-DRUG INTERACTIONS, OR A KNOWN  
8 INTERACTING GENETIC POLYMORPHISM THAT PREVENTS SAFE PREFERRED  
9 MEDICATION DOSING AS ATTESTED TO BY THE PROVIDER.".

10 Page 3, strike lines 14 through 22 and substitute:

11        "(2) THE STATE DEPARTMENT SHALL NOT REQUIRE AN ADULT TO  
12 BE PRESCRIBED AN ANTIPSYCHOTIC PRESCRIPTION DRUG THAT IS INCLUDED  
13 ON THE PREFERRED DRUG LIST AND USED TO TREAT A MENTAL HEALTH  
14 DISORDER OR MENTAL HEALTH CONDITION, AS INDICATED ON FEDERALLY  
15 APPROVED LABELS, IF:

16            (a) DURING THE PRECEDING THREE HUNDRED SIXTY-FIVE DAYS,  
17 THE ADULT WAS PRESCRIBED AND UNSUCCESSFULLY TREATED WITH AN  
18 ANTIPSYCHOTIC PRESCRIPTION DRUG THAT IS INCLUDED ON THE  
19 PREFERRED DRUG LIST AND USED TO TREAT A MENTAL HEALTH DISORDER  
20 OR MENTAL HEALTH CONDITION AND FOR WHICH A SINGLE CLAIM IS PAID;  
21 OR

22            (b) THE ADULT IS STABLE ON AN ANTIPSYCHOTIC DRUG USED TO  
23 TREAT A MENTAL HEALTH DISORDER OR MENTAL HEALTH CONDITION THAT  
24 IT NOT INCLUDED ON THE PREFERRED DRUG LIST.".

25 Page 4, after line 11 insert:

26        "(7) THIS SECTION DOES NOT PREVENT THE STATE DEPARTMENT  
27 FROM REQUIRING THE PRESCRIBING PROVIDER TO ELECTRONICALLY  
28 ATTEST THAT THE ADULT MEETS THE REQUIREMENTS OF SUBSECTION  
29 (2)(a) OR (2)(b) OF THIS SECTION PRIOR TO PROVIDING COVERAGE FOR AN  
30 ANTIPSYCHOTIC DRUG USED TO TREAT A MENTAL HEALTH DISORDER OR  
31 MENTAL HEALTH CONDITION THAT IS NOT INCLUDED ON THE PREFERRED  
32 DRUG LIST. THE ATTESTATION MUST BE AUTOMATICALLY PROCESSED AND  
33 MUST AUTOMATICALLY OVERRIDE THE PREFERRED DRUG COVERAGE  
34 REQUIREMENT UPON THE ATTESTATION BEING MADE".

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