

1 HB415
2 175510-1
3 By Representative Johnson (R)
4 RFD: Commerce and Small Business
5 First Read: 15-MAR-16

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8 SYNOPSIS: This bill would prohibit a health benefit
9 plan that covers intravenous insulin infusion from
10 requiring the insured to use a hospital instead of
11 a medical clinic or office, or require a higher
12 copayment, deductible, or coinsurance amount for
13 the same intravenous insulin infusion regardless of
14 the formulation or benefit category determination
15 of the health benefit plan.

16
17 A BILL
18 TO BE ENTITLED
19 AN ACT

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21 Relating to health insurance for intravenously
22 administered insulin; to prohibit a health benefit plan that
23 covers intravenous insulin infusion from requiring the insured
24 to use a hospital instead of a medical clinic or office or
25 require a higher copayment, deductible, or coinsurance amount
26 for the same intravenous insulin infusion regardless of the

1 formulation or benefit category determination of the health
2 benefit plan.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. (a) As used in this section, the
5 following words shall have the following meanings:

6 (1) CLINIC. Any medical clinic or physician's office
7 containing facilities for the examination, diagnosis,
8 treatment, or care of human illnesses that does not admit
9 patients for overnight care. The term includes a rural clinic
10 located in a medically underserved area or area that is not in
11 an urbanized area as defined by the U.S. Census Bureau.

12 (2) HEALTH BENEFIT PLAN. An individual or group
13 insurance policy or plan that covers hospital, medical, or
14 surgical expenses or prescription drug benefits, a health
15 maintenance organization, a preferred provider organization, a
16 medical service organization, a physician-hospital
17 organization, or any other person, firm, corporation, joint
18 venture, or other similar business entity that pays for,
19 purchases, or furnishes health care services to patients,
20 insureds, or beneficiaries in this state. For the purposes of
21 this section, a health benefit plan located or domiciled
22 outside of the State of Alabama is deemed to be subject to
23 this section if it receives, processes, adjudicates, pays, or
24 denies claims for health care services submitted by or on
25 behalf of patients, insureds, or beneficiaries who reside in
26 the State of Alabama or who receive health care services in
27 the State of Alabama. The term includes, but is not limited

1 to, entities created pursuant to Article 6, Chapter 20, Title
2 10A, Code of Alabama 1975. The term does not include
3 accident-only or disability income insurance, other limited
4 benefit health insurance policies issued as a supplement to
5 liability insurance, workers' compensation, or similar
6 insurance, or automobile medical-payment insurance.

7 (3) HOSPITAL. Any licensed health care facility that
8 admits patients for overnight care. The term does not include
9 assisted living facilities, specialty care assisted living
10 facilities, rehabilitation facilities, or sleep disorder
11 centers.

12 (4) INTRAVENOUS INSULIN INFUSION. Intravenous
13 delivery of any form of insulin.

14 (b) A health benefit plan that covers intravenous
15 insulin infusion by a health care provider in a hospital, must
16 cover intravenous insulin infusion by a health care provider
17 in a clinic, and may not require a higher copayment,
18 deductible, or coinsurance amount for intravenous insulin
19 infusion in a clinic, regardless of the formulation or benefit
20 category specified in the health benefit plan.

21 (c) A health benefit plan may not avoid compliance
22 with subsection (b) by doing any of the following:

23 (1) Increasing the copayment, deductible, or
24 coinsurance amount required for intravenous insulin infusion.

25 (2) Reclassifying benefits provided by the health
26 benefit plan with respect to intravenous insulin infusion.

1 Section 2. This act shall become effective on the
2 first day of the third month following its passage and
3 approval by the Governor, or its otherwise becoming law.