

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 15-0786.01 Kristen Forrestal x4217

HOUSE BILL 15-1214

HOUSE SPONSORSHIP

Singer,

SENATE SPONSORSHIP

Cooke,

House Committees

Public Health Care & Human Services

Senate Committees

State, Veterans, & Military Affairs

A BILL FOR AN ACT

101 **CONCERNING OPIOID ANALGESICS WITH ABUSE-DETERRENT**
102 **PROPERTIES.**

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://www.leg.state.co.us/billsummaries>.)

The bill prohibits an opioid analgesic drug product that is not abuse-deterrent to be substituted for an abuse-deterrent opioid analgesic drug product if a health care provider prescribes an abuse-deterrent opioid analgesic drug product to a patient and the prescription includes the instructions "dispense as written". A carrier must cover the abuse-deterrent opioid analgesic drug product at the lowest cost-sharing

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.

SENATE
3rd Reading Unamended
April 21, 2015

SENATE
Amended 2nd Reading
April 20, 2015

HOUSE
3rd Reading Unamended
March 16, 2015

HOUSE
Amended 2nd Reading
March 13, 2015

level as an opioid analgesic drug product. A carrier cannot require treatment failure with an opioid analgesic drug product that is not abuse-deterrent prior to providing coverage for the abuse-deterrent opioid analgesic drug product if the prescribing health care provider determines that the covered person would benefit from the abuse-deterrent opioid analgesic drug product.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 10-16-124.7 as
3 follows:

4 **10-16-124.7. Opioid analgesics with abuse-deterrent properties**

5 **- study - definitions.** (1) THE GOVERNOR SHALL DIRECT THE COLORADO
6 CONSORTIUM FOR PRESCRIPTION DRUG ABUSE PREVENTION TO STUDY THE
7 BARRIERS TO THE USE OF ABUSE-DETERRENT OPIOID ANALGESIC DRUG
8 PRODUCTS AS A WAY TO REDUCE ABUSE AND DIVERSION OF OPIOID DRUG
9 PRODUCTS. ON OR BEFORE JANUARY 15, 2017, THE CONSORTIUM SHALL
10 REPORT ITS FINDINGS TO THE PUBLIC HEALTH CARE AND HUMAN SERVICES
11 COMMITTEE AND THE HEALTH, INSURANCE, AND ENVIRONMENT
12 COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE HEALTH AND
13 HUMAN SERVICES COMMITTEE OF THE SENATE, OR THEIR SUCCESSOR
14 COMMITTEES.

15 (2) MONEYS FROM THE GENERAL FUND SHALL NOT BE USED FOR
16 THE IMPLEMENTATION OF THIS SECTION.

17 (3) AS USED IN THIS SECTION:

18 (a) "ABUSE-DETERRENT OPIOID ANALGESIC DRUG PRODUCT"
19 MEANS A BRAND OR GENERIC OPIOID ANALGESIC DRUG PRODUCT
20 APPROVED BY THE UNITED STATE FOOD AND DRUG ADMINISTRATION
21 WITH ABUSE-DETERRENCE LABELING CLAIMS THAT INDICATE THAT THE
22 DRUG PRODUCT IS EXPECTED TO RESULT IN A MEANINGFUL REDUCTION IN

1 ABUSE.

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3 (b) "OPIOID ANALGESIC DRUG PRODUCT" MEANS A DRUG PRODUCT
4 IN THE OPIOID ANALGESIC DRUG CLASS PRESCRIBED TO TREAT MODERATE
5 TO SEVERE PAIN OR OTHER CONDITIONS, WHETHER IN IMMEDIATE RELEASE
6 OR EXTENDED RELEASE OR LONG-ACTING FORM, THAT MAY BE COMBINED
7 WITH OTHER DRUG SUBSTANCES TO FORM A SINGLE DRUG PRODUCT OR
8 DOSAGE FORM.

9 **SECTION 2. Safety clause.** The general assembly hereby finds,
10 determines, and declares that this act is necessary for the immediate
11 preservation of the public peace, health, and safety.