

Senate Bill 109

By: Senators Echols of the 49th, Walker III of the 20th, Gooch of the 51st, Kennedy of the 18th, Watson of the 1st and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated,
2 relating to medical assistance generally, so as to require the Department of Community
3 Health to include continuous glucose monitors as a pharmacy benefit for Medicaid recipients;
4 to provide for coverage criteria; to provide for certain consultations by treating practitioners;
5 to provide for related matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to
9 medical assistance generally, is amended by adding a new Code section to read as follows:

10 "49-4-159.2.

11 (a) On and after July 1, 2023, the department shall include coverage for continuous
12 glucose monitors as a pharmacy benefit under Medicaid. The criteria for such coverage
13 shall be updated to align with current standards of care and shall include, but shall not be
14 limited to, requirements that:

15 (1) The recipient has been diagnosed with diabetes mellitus by a treating practitioner;

16 (2) The recipient's treating practitioner has concluded that the recipient or the recipient's
17 caregiver has had sufficient training in using a continuous glucose monitor as evidenced
18 by the provision of a prescription therefor; and
19 (3) The recipient:
20 (A) Is treated with at least one daily administration of insulin; or
21 (B) Has a history of problematic hypoglycemia with documentation of at least one of
22 the following:
23 (i) Recurrent level 2 hypoglycemic events (glucose less than 54 mg/dL (3.0 mmol/L))
24 that persist despite two or more attempts to adjust medication, modify the diabetes
25 treatment plan, or both; or
26 (ii) A history of a level 3 hypoglycemic event (glucose less than 54 mg/dL (3.0
27 mmol/L)) characterized by altered mental or physical state requiring third-party
28 assistance for treatment for hypoglycemia.
29 (b) Within six months prior to prescribing a continuous glucose monitor for a recipient,
30 the treating practitioner shall have had an in-person or telehealth visit with the recipient to
31 evaluate the recipient's diabetes control and shall have concluded that the recipient meets
32 the criteria set forth in subsection (a) of this Code section.
33 (c) Every six months following the initial prescription of a continuous glucose monitor,
34 the treating practitioner shall have an in-person or telehealth visit with the recipient to
35 assess adherence to his or her continuous glucose monitor regimen and diabetes treatment
36 plan."

37 **SECTION 2.**

38 All laws and parts of laws in conflict with this Act are repealed.