



One Hundred First Legislature - First Session - 2009
Introducer's Statement of Intent
LB 378

Chairperson: Rich Pahls
Committee: Banking, Commerce and Insurance
Date of Hearing: February 17, 2009

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

During medical clinical trials some patients are being denied coverage of routine care typically covered in their insurance policy on the basis that participation in the clinical trial disqualifies them for coverage. The denials range from complete denial of all care to partial denial of coverage when a patient is in a clinical trial. Medicaid and Medicare provide coverage for non-trial related routine medical coverage.

LB 378 mandates that private insurance and self funded employee benefit plans, to the extent not preempted by federal law, provide coverage of routine care when the patient is receiving treatment in a federally approved clinical trial. Coverage of routine care for the patient would be the same coverage as outlined in their insurance policy that would be in effect if they were not a participant in a clinical trial. The mandated coverage would NOT include any expense of a drug or device, physicians, clinicians, administration or data collection of the clinical trial, or incidental expenses such as housing or travel.

Principal Introducer:

Senator Mike Gloor