

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 949

Introduced by Bolz, 29.

Read first time January 13, 2020

Committee: Banking, Commerce and Insurance

- 1 A BILL FOR AN ACT relating to insurance; to limit the cost of
- 2 prescription insulin drugs; to provide a termination date; and to
- 3 provide a duty for the Revisor of Statutes.
- 4 Be it enacted by the people of the State of Nebraska,

1 Section 1. (1) Beginning January 1, 2021, and notwithstanding
2 section 44-3,131, (a) any individual or group sickness and accident
3 insurance policy or subscriber contract delivered, issued for delivery,
4 or renewed in this state and any hospital, medical, or surgical expense-
5 incurred policy, except for policies that provide coverage for a
6 specified disease or other limited-benefit coverage, and (b) any self-
7 funded employee benefit plan to the extent not preempted by federal law,
8 which provides reimbursement for prescription insulin drugs shall limit
9 the total amount that a covered individual is required to pay for covered
10 prescription insulin drugs at an amount not to exceed one hundred dollars
11 per thirty-day supply of insulin, regardless of the amount or type of
12 insulin needed to fill the covered individual's prescription.

13 (2) Nothing in this section prevents a policy, contract, or plan
14 from reducing a covered individual's cost sharing by an amount greater
15 than the amount specified in subsection (1) of this section.

16 (3) This section shall not apply to any contract, plan, or policy
17 if, using a calculation method approved by the department, the cost of
18 implementation of the provisions of this section would likely exceed
19 three percent of all premiums collected under such contract, plan, or
20 policy for such contract, plan, or policy year.

21 (4) For purposes of this section, prescription insulin drug means a
22 prescription drug that contains insulin and is used to treat diabetes.

23 (5) This section terminates July 1, 2030.

24 Sec. 2. The Revisor of Statutes shall assign section 1 of this act
25 to Chapter 44, article 7.