

LEGISLATURE OF NEBRASKA  
ONE HUNDRED NINTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 68**

Introduced by Raybould, 28.

Read first time January 09, 2025

Committee: Banking, Commerce and Insurance

- 1 A BILL FOR AN ACT relating to public health and welfare; to amend section
- 2 68-901, Revised Statutes Cumulative Supplement, 2024; to provide
- 3 coverage for certain contraceptives under insurance policies and the
- 4 medical assistance program as prescribed; to harmonize provisions;
- 5 and to repeal the original section.
- 6 Be it enacted by the people of the State of Nebraska,

1           **Section 1.** (1) Notwithstanding section 44-3,131, any individual or  
2 group sickness and accident insurance policy, certificate, or subscriber  
3 contract delivered, issued for delivery, or renewed in this state and any  
4 hospital, medical, or surgical expense-incurred policy, except for  
5 policies that provide coverage for a specified disease or other limited  
6 benefit coverage, and any self-funded employee benefit plan to the extent  
7 not preempted under federal law, that includes coverage for a self-  
8 administered hormonal contraceptive approved by the federal Food and Drug  
9 Administration shall reimburse an in-network health care provider or  
10 dispensing entity on a per-unit basis for dispensing a supply of such  
11 contraceptive to a covered individual as follows:

12           (a) For the first prescription of such contraceptive, up to a three-  
13 month supply, if so prescribed; and

14           (b) For subsequent refills of the same contraceptive, regardless of  
15 whether the covered individual was enrolled in the policy, certificate,  
16 contract, or plan at the time of the first prescription for such  
17 contraceptive, up to a twelve-month supply, if so prescribed.

18           (2) Nothing in this section shall be construed to:

19           (a) Require a health care provider to prescribe a twelve-month  
20 supply of a self-administered hormonal contraceptive; or

21           (b) Permit a policy, certificate, contract, or plan to impose cost-  
22 sharing for an alternative method of contraception if a covered  
23 individual changes contraceptive methods before exhausting a previously  
24 dispensed supply of a self-administered hormonal contraceptive.

25           **Sec. 2.** Section 68-901, Revised Statutes Cumulative Supplement,  
26 2024, is amended to read:

27           68-901 Sections 68-901 to 68-9,111 and section 3 of this act shall  
28 be known and may be cited as the Medical Assistance Act.

29           **Sec. 3.** (1) In providing family planning services and supplies  
30 under the medical assistance program, the department shall ensure that a  
31 prescription for the one-time dispensation of a twelve-month supply of a

1 covered self-administered hormonal contraceptive is provided as  
2 prescribed.

3 (2) Nothing in this section shall be construed to limit a medical  
4 assistance recipient's freedom to choose or change a method of family  
5 planning, whether or not the recipient has exhausted a previously  
6 dispensed supply of contraceptives.

7 **Sec. 4.** Original section 68-901, Revised Statutes Cumulative  
8 Supplement, 2024, is repealed.