

By: Zedler

H.B. No. 185

A BILL TO BE ENTITLED

AN ACT

relating to benefits for a refill of a prescription drug by a health benefit plan issuer.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter B, Chapter 1369, Insurance Code, is amended by adding Section 1369.058 to read as follows:

Sec. 1369.058. PAYMENT FOR REFILLS. A health benefit plan issuer may not deny benefits for a refill, regardless of whether the refill is early, of a prescription drug that is covered under the plan and for which benefits have previously been paid under the plan if the quantity limit, if applicable, for the drug has not been exceeded after the refill.

SECTION 2. Section 1369.058, Insurance Code, as added by this Act, applies only to a health benefit plan that is delivered, issued for delivery, or renewed on or after January 1, 2016. A health benefit plan delivered, issued for delivery, or renewed before January 1, 2016, is governed by the law in effect as it existed immediately before the effective date of this Act, and that law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2015.