

CHAPTER 2
SB 92 – FINAL VERSION

2014 SESSION

13-0879
01/10

SENATE BILL

92

AN ACT

prohibiting multiple prescription drug failures.

SPONSORS:

Sen. Carson, Dist 14; Sen. Gilmour, Dist 12; Sen. Stiles, Dist 24; Sen. Sanborn,
Dist 9

COMMITTEE:

Commerce

ANALYSIS

This bill prohibits a health benefit plan from requiring its covered persons to fail on medications other than what was prescribed by the person's health care provider more than once.

Explanation:

Matter added to current law appears in ***bold italics***.

Matter removed from current law appears [~~in brackets and struck through.~~]

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fourteen

AN ACT prohibiting multiple prescription drug failures.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 2:1 New Paragraph; Managed Care; Prescription Drugs. Amend RSA 420-J:7-b by inserting
2 after paragraph II the following new paragraph:

3 II-a. No health benefit plan that provides prescription drug benefits and establishes the
4 specific sequence in which prescription drugs for a medical condition are to be prescribed shall
5 require failure on the same medication on more than one occasion for patients continuously enrolled
6 in the plan. Nothing in this section shall be construed to prevent a health care provider from
7 prescribing a medication to the same patient on more than one occasion, when he or she determines
8 it is medically appropriate.

9 2:2 Effective Date. This act shall take effect 60 days after its passage.

10 Approved: February 20, 2014

11 Effective Date: April 21, 2014