

By: Senator(s) Canon, Gollott, Little, White To: Insurance
(29th), Dearing, Chaney, Michel, Johnson
(19th), Kirby, Hyde-Smith, King, Mettetal,
Chamberlin, Smith, Minor, Williamson,
Carmichael, Scoper, Moffatt, Harvey, Furniss,
Hamilton, Turner, Hewes, Huggins, Dickerson,
Lee, Jackson

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 2412

1 AN ACT TO REQUIRE HEALTH BENEFIT PLANS THAT COVER
2 PRESCRIPTION DRUGS TO ISSUE UNIFORM PRESCRIPTION IDENTIFICATION
3 CARDS; TO CREATE A NEW SECTION TO BE CODIFIED WITHIN CHAPTER 15,
4 TITLE 25, MISSISSIPPI CODE OF 1972, TO REQUIRE THE STATE AND
5 SCHOOL EMPLOYEES HEALTH INSURANCE MANAGEMENT BOARD TO ISSUE, OR
6 CAUSE TO BE ISSUED, SUCH CARDS; AND FOR RELATED PURPOSES.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

8 **SECTION 1.** (1) Every health benefit plan that provides
9 coverage for prescription drugs or devices, or that administers
10 such a plan, including, but not limited to, health maintenance
11 organizations and third party administrators for self-insured
12 plans, shall issue to each insured a card or other technology
13 containing standardized pharmacy benefit identification
14 information. The card shall contain at a minimum the following
15 information:

16 (a) The card issuer's name or logo on the front of the
17 card;

18 (b) The cardholder's name and identification number,
19 which shall be displayed on the front side of the card;

20 (c) The American National Standards Institute Issuer
21 Identification Number assigned to the administrator or pharmacy
22 benefit manager of the plan, when required for proper claims
23 adjudication;

24 (d) The processor's control number, when required for
25 proper claims adjudication;

26 (e) The insured's group number, when required for
27 proper claims adjudication;

28 (f) The name and address of the benefits administrator
29 or other entity responsible for prescription claims submission,



30 adjudication or pharmacy provider correspondence for prescription
31 benefits; and

32 (g) A help desk telephone number that pharmacy
33 providers may call for pharmacy benefit claims assistance.

34 (2) This section does not require a health benefit plan to
35 issue an identification card separate from any identification card
36 issued to an enrollee to evidence coverage under the health
37 benefit plan if the identification card contains the elements
38 required by subsection (1) of this section.

39 (3) In order to ensure that insurance identification cards
40 issued under this section contain accurate and updated
41 information, each health benefit plan shall provide each
42 subscriber with a new insurance identification card within a
43 reasonable time after any information required for proper claims
44 adjudication is changed.

45 (4) As used in this section, "health benefit plan" means any
46 hospital or medical policy or certificate, hospital or medical
47 service contract or health maintenance organization, a plan
48 provided by a fully insured multiple employer welfare arrangement
49 or any other entity providing a plan of health insurance subject
50 to the jurisdiction of the Commissioner of Insurance and to the
51 extent permitted by the Employee Retirement Income Security Act of
52 1974, as amended, or by the Health Insurance Portability and
53 Accountability Act of 1996. A health benefit plan does not
54 include the following:

- 55 (a) Accident;
- 56 (b) Credit;
- 57 (c) Disability income;
- 58 (d) Long-term or nursing home care;
- 59 (e) Specified disease;
- 60 (f) Dental or vision;
- 61 (g) Coverage issued as a supplement to liability
62 insurance;



63 (h) Medical payments under automobile or homeowners;

64 (i) Insurance under which benefits are payable with or
65 without regard to fault and that is required statutorily to be
66 contained in any liability or equivalent self-insurance; and

67 (j) Hospital income or indemnity.

68 (5) The Commissioner of Insurance may issue any rules or
69 regulations necessary to implement the provisions of this act, and
70 he may use the standards produced by the National Council for
71 Prescription Drugs Programs as a guide in developing such rules
72 and regulations.

73 (6) This act applies to plans that are delivered, issued for
74 delivery or renewed on or after January 1, 2003. For purposes of
75 this act, renewal of a health benefit policy, contract or plan is
76 presumed to occur on the anniversary date.

77 **SECTION 2.** The following provision shall be codified within
78 Chapter 15, Title 25, Mississippi Code of 1972:

79 25-15- . (1) The State and School Employees Health
80 Insurance Management Board shall issue, or cause to be issued, to
81 each insured under the plan a card or other technology containing
82 standardized pharmacy benefit identification information. The
83 card shall contain at a minimum the following information:

84 (a) The card issuer's name or logo on the front of the
85 card;

86 (b) The cardholder's name and identification number,
87 which shall be displayed on the front side of the card;

88 (c) The American National Standards Institute Issuer
89 Identification Number assigned to the administrator or pharmacy
90 benefit manager of the plan, when required for proper claims
91 adjudication;

92 (d) The processor's control number, when required for
93 proper claims adjudication;

94 (e) The insured's group number, when required for
95 proper claims adjudication;



96 (f) The name and address of the benefits administrator
97 or other entity responsible for prescription claims submission,
98 adjudication or pharmacy provider correspondence for prescription
99 benefits; and

100 (g) A help desk telephone number that pharmacy
101 providers may call for pharmacy benefit claims assistance.

102 (2) In order to ensure that insurance identification cards
103 issued under this section contain accurate and updated
104 information, each subscriber shall receive a new insurance
105 identification card within a reasonable time after any information
106 required for proper claims adjudication is changed.

107 **SECTION 3.** This act shall take effect and be in force from
108 and after January 1, 2003.

