

By: Senator(s) Kirby

To: Insurance

SENATE BILL NO. 2012

1 AN ACT TO PROVIDE THAT ALL INDIVIDUAL AND GROUP HEALTH
 2 INSURANCE CONTRACTS PROVIDING PRESCRIPTION DRUG COVERAGE IN THE
 3 STATE SHALL APPLY A PRORATED DAILY COST-SHARING RATE FOR A PARTIAL
 4 SUPPLY TO ALLOW BENEFICIARIES TO SYNCHRONIZE THEIR MEDICATIONS ON
 5 THE SAME DAY EACH MONTH; TO PROVIDE THAT THIS MEDICATION
 6 SYNCHRONIZATION AUTHORITY SHALL BE FULLY APPLICABLE TO THE STATE
 7 AND SCHOOL EMPLOYEES HEALTH INSURANCE PLAN AND THE MISSISSIPPI
 8 MEDICAID PROGRAM; AND FOR RELATED PURPOSES.

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

10 **SECTION 1.** (1) An individual or group health insurance
 11 policy providing prescription drug coverage in the state shall
 12 permit and apply a prorated daily cost-sharing rate to
 13 prescriptions that are dispensed by a network pharmacy for a
 14 partial supply if the prescriber or pharmacist determines the fill
 15 or refill to be in the best interest of the patient and the
 16 patient requests or agrees to a partial supply for the purpose of
 17 synchronizing the patient's medications.

18 (2) No individual or group health insurance policy providing
 19 prescription drug coverage shall deny coverage for the dispensing
 20 of a medication that is dispensed by a network pharmacy on the
 21 basis that the dispensing is for a partial supply if the



22 prescriber or pharmacist determines the fill or refill to be in
23 the best interest of the patient and the patient requests or
24 agrees to a partial supply for the purpose of synchronizing the
25 patient's medications. The individual or group health plan must
26 allow a pharmacy to override any denial codes indicating that a
27 prescription is being refilled too soon for the purposes of
28 medication synchronization.

29 (3) No individual or group health insurance policy providing
30 prescription drug coverage shall use payment structures
31 incorporating prorated dispensing fees. Dispensing fees for
32 partially filled or refilled prescriptions shall be paid in full
33 for each prescription dispensed, regardless of any prorated daily
34 cost-sharing rate for the beneficiary or fee paid for alignment
35 services.

36 (4) The provisions of this section shall be fully applicable
37 to any managed health care delivery entities including the State
38 and School Employees Health Insurance Plan and the Mississippi
39 Medicaid Program.

40 **SECTION 2.** This act shall take effect and be in force from
41 and after July 1, 2017.

