

By: Representative Chism

To: Insurance

HOUSE BILL NO. 873

1 AN ACT TO ALLOW THE COMMISSIONER OF INSURANCE TO ADOPT RULES
2 AND REGULATIONS THAT PERTAIN TO THE COVERAGE OF PRESCRIPTION DRUGS
3 THROUGH A DRUG FORMULARY; TO PROVIDE A DEFINITION OF A DRUG
4 FORMULARY; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** (1) The Commissioner of Insurance may adopt
7 rules and regulations that pertain to the coverage of prescription
8 drugs through a drug formulary; specifically, that address the
9 filing of a drug formulary with the Commissioner; the continuation
10 of drug coverage; and notice to enrollees of modifications of
11 drugs on the drug formularies covered under any group or
12 individual health benefit plan offered in this state by an
13 insurance company, health maintenance organization, prepaid
14 hospital or medical care plan, a multiple employer welfare
15 arrangement, or any other person providing a plan of insurance
16 subject to state insurance regulation.

17 (2) For the purposes of this chapter, "drug formulary" means
18 a list of prescription drugs which meet any of the following
19 criteria:



20 (a) For which a health benefit plan provides coverage;

21 (b) For which a health benefit plan approves payment;

22 or

23 (c) For which a health benefit plan encourages or
24 offers incentives for physicians or other authorized prescribers
25 to prescribe.

26 **SECTION 2.** Section 1 of this act shall be codified as a new
27 section in Chapter 9, Title 83, Mississippi Code of 1972.

28 **SECTION 3.** This act shall take effect and be in force from
29 and after July 1, 2018.

