

HOUSE BILL No. 5133

October 27, 2011, Introduced by Reps. Haines, Tyler, Knollenberg and Womack and referred to the Committee on Health Policy.

A bill to amend 1980 PA 350, entitled
"The nonprofit health care corporation reform act,"
(MCL 550.1101 to 550.1704) by adding section 416e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 416E. (1) A HEALTH CARE CORPORATION GROUP OR NONGROUP
2 CERTIFICATE THAT PROVIDES COVERAGE FOR PRESCRIBED, ORALLY
3 ADMINISTERED CANCER MEDICATIONS AND INTRAVENOUSLY ADMINISTERED OR
4 INJECTED CANCER MEDICATIONS SHALL ENSURE BOTH OF THE FOLLOWING:
5 (A) THAT FINANCIAL REQUIREMENTS APPLICABLE TO PRESCRIBED
6 ORALLY ADMINISTERED CANCER MEDICATIONS ARE NO MORE RESTRICTIVE THAN
7 THE FINANCIAL REQUIREMENTS APPLIED TO INTRAVENOUSLY ADMINISTERED OR
8 INJECTED CANCER MEDICATIONS THAT ARE COVERED BY THE CERTIFICATE AND
9 THAT THERE ARE NO SEPARATE COST-SHARING REQUIREMENTS THAT ARE
10 APPLICABLE ONLY TO PRESCRIBED ORALLY ADMINISTERED CANCER

1 MEDICATIONS.

2 (B) THAT TREATMENT LIMITATIONS APPLICABLE TO PRESCRIBED ORALLY
3 ADMINISTERED CANCER MEDICATIONS ARE NO MORE RESTRICTIVE THAN THE
4 TREATMENT LIMITATIONS APPLIED TO INTRAVENOUSLY ADMINISTERED OR
5 INJECTED CANCER MEDICATIONS THAT ARE COVERED BY THE CERTIFICATE AND
6 THAT THERE ARE NO SEPARATE TREATMENT LIMITATIONS THAT ARE
7 APPLICABLE ONLY TO PRESCRIBED ORALLY ADMINISTERED CANCER
8 MEDICATIONS.

9 (2) A HEALTH CARE CORPORATION CANNOT ACHIEVE COMPLIANCE WITH
10 THIS SECTION BY INCREASING FINANCIAL REQUIREMENTS OR IMPOSING MORE
11 RESTRICTIVE TREATMENT LIMITATIONS ON PRESCRIBED ORALLY ADMINISTERED
12 CANCER MEDICATIONS OR INTRAVENOUSLY ADMINISTERED OR INJECTED CANCER
13 MEDICATIONS COVERED UNDER THE CERTIFICATE ON THE EFFECTIVE DATE OF
14 THE AMENDATORY ACT THAT ADDED THIS SECTION.

15 (3) AS USED IN THIS SECTION:

16 (A) "FINANCIAL REQUIREMENT" MEANS DEDUCTIBLES, COPAYMENTS,
17 COINSURANCE, OUT-OF-POCKET EXPENSES, AGGREGATE LIFETIME LIMITS, AND
18 ANNUAL LIMITS.

19 (B) "TREATMENT LIMITATION" MEANS LIMITS ON THE FREQUENCY OF
20 TREATMENT, DAYS OF COVERAGE, OR OTHER SIMILAR LIMITS ON THE SCOPE
21 OR DURATION OF TREATMENT.