

Amendment to HB 443

1 Amend the bill by replacing all after the enacting clause with the following:

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3 1 New Subdivision; Copayment Reimbursement. Amend RSA 161-L by inserting after section 7
4 the following new subdivision:

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Copayment Reimbursement

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161-L:8 Copayment Reimbursement Prohibited.

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8 I. No prescription drug manufacturer doing business in New Hampshire shall establish a
9 copayment reimbursement program or otherwise offer to pay, waive, or reimburse a patient for his
10 or her insurance copayment.

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11 II. This section shall apply to copayments required under any health insurance plan offered
12 by a public or private entity and underwritten by a health insurance company licensed by this state.

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13 III. This section shall not apply where the health insurance company drug formulary
14 provides no alternative drug for a particular medical condition.

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IV. Any person found in violation of this section shall be guilty of a violation.

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2 Effective Date. This act shall take effect July 1, 2017.

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AMENDED ANALYSIS

This bill prohibits prescription drug manufacturers from offering to pay or reimburse an individual for his or her insurance copayment unless the health insurance company drug formulary provides no alternative drug for a particular medical condition.