

A bill for an act
relating to insurance; requiring health plans to establish equal out-of-pocket
requirements for oral chemotherapy medications and intravenously administered
chemotherapy medications; proposing coding for new law in Minnesota Statutes,
chapter 62A.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **[62A.3075] CANCER CHEMOTHERAPY TREATMENT**
COVERAGE.

(a) A health plan company that provides coverage under a health plan for cancer
chemotherapy treatment shall not require a higher co-payment, deductible, or coinsurance
amount for a prescribed, orally administered anticancer medication that is used to kill or
slow the growth of cancerous cells than what the health plan requires for an intravenously
administered or injected cancer medication that is provided, regardless of formulation or
benefit category determination by the health plan company.

(b) A health plan company shall not achieve compliance with this section
by imposing an increase in co-payment, deductible, or coinsurance amount for an
intravenously administered or injected cancer chemotherapy agents covered under the
health plan.

(c) Nothing in this section shall be interpreted to prohibit a health plan company
from requiring prior authorization or imposing other appropriate utilization controls in
approving coverage for any chemotherapy.

EFFECTIVE DATE. Paragraphs (a) and (c) are effective August 1, 2010, and apply
to health plans providing coverage to a Minnesota resident offered, issued, sold, renewed,

H.F. No. 1847, 1st Engrossment - 86th Legislative Session (2009-2010) [H1847-1]

- 2.1 or continued as defined in Minnesota Statutes, section 60A.02, subdivision 2a, on or after
- 2.2 that date. Paragraph (b) is effective the day following final enactment.