

SENATE BILL 686

C3, J1

8lr3717
CF 8lr1701

By: **Senator Astle**

Introduced and read first time: February 2, 2018

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Health Insurance – Coverage for Over-the-Counter Contraceptive Drugs and**
3 **Devices**

4 FOR the purpose of requiring certain entities to provide certain coverage for certain
5 contraceptive devices that are available over the counter; altering a certain provision
6 of law relating to coverage without a prescription for certain contraceptive drugs;
7 prohibiting certain entities from applying certain copayments or coinsurance for
8 certain contraceptive devices dispensed without a prescription; providing for the
9 application of this Act; providing for a delayed effective date; and generally relating
10 to insurance coverage for contraceptive drugs and devices.

11 BY repealing and reenacting, with amendments,
12 Article – Insurance
13 Section 15–826.1(e)
14 Annotated Code of Maryland
15 (2017 Replacement Volume)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
17 That the Laws of Maryland read as follows:

18 **Article – Insurance**

19 15–826.1.

20 (e) (1) Subject to paragraph (2) of this subsection, an entity subject to this
21 section:

22 (i) shall provide coverage without a prescription for all
23 contraceptive drugs **AND DEVICES** approved by the U.S. Food and Drug Administration
24 and available [by prescription and] over the counter; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) may not apply a copayment or coinsurance requirement for a
2 contraceptive drug **OR DEVICE** dispensed without a prescription under item (i) of this
3 paragraph that exceeds the copayment or coinsurance requirement for the contraceptive
4 drug **OR DEVICE** dispensed under a prescription.

5 (2) An entity subject to this section:

6 (i) may only be required to provide point-of-sale coverage under
7 paragraph (1)(i) of this subsection at in-network pharmacies; and

8 (ii) may limit the frequency with which the coverage required under
9 paragraph (1)(i) of this subsection is provided.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to all
11 policies, contracts, and health benefit plans subject to this Act that are issued, delivered,
12 or renewed in the State on or after January 1, 2020.

13 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 January 1, 2020.