

2021 -- H 5151

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2021

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A N A C T

RELATING TO FOOD AND DRUGS -- RHODE ISLAND FOOD, DRUGS, AND  
COSMETICS ACT

Introduced By: Representatives Morales, McGaw, Alzate, Ackerman, McNamara, Hull,  
Lombardi, Speakman, Felix, and Fogarty

Date Introduced: January 25, 2021

Referred To: House Health, Education & Welfare

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 21-31 of the General Laws entitled "Rhode Island Food, Drugs, and  
2 Cosmetics Act" is hereby amended by adding thereto the following section:

3 **21-31-16.2. Cost sharing in prescription insulin drugs - Limits - Definition - Rules.**

4 (a) As used in this section, unless the context otherwise requires, "prescription insulin drug"  
5 means a prescription drug, as defined in §21-31-2, that contains insulin and is used to treat diabetes.

6 (b) A carrier that provides coverage for prescription insulin drugs pursuant to the terms of  
7 a health coverage plan the carrier offers shall cap the total amount that a covered person is required  
8 to pay for a covered prescription insulin drug at an amount not to exceed twenty-five dollars (\$25)  
9 per thirty (30) day supply of insulin, regardless of the amount or type of insulin needed to fill the  
10 covered person's prescription.

11 (c) Nothing in this section prevents a carrier from reducing a covered person's cost sharing  
12 by an amount greater than the amount specified in subsection (b) of this section.

13 (d) The insurance commissioner may use any of the commissioner's enforcement powers  
14 to obtain a carrier's compliance with this section.

15 (e) The insurance commissioner may promulgate rules and regulations necessary to  
16 implement and administer this section and to align with federal requirements.

1 SECTION 2. This act shall take effect on January 1, 2022.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO FOOD AND DRUGS -- RHODE ISLAND FOOD, DRUGS, AND  
COSMETICS ACT

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1           This act would limit the total amount that an insured person is required to pay for a covered  
2 prescription insulin drug at an amount not to exceed twenty-five dollars (\$25) per thirty (30) day  
3 supply of insulin, regardless of the amount or type of insulin needed to fill the covered person's  
4 prescription.

5           This act would take effect on January 1, 2022.

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