



General Assembly

Raised Bill No. 7261

January Session, 2019

LCO No. 4615



Referred to Committee on INSURANCE AND REAL ESTATE

Introduced by:
(INS)

AN ACT PROHIBITING REQUIREMENTS FOR PRESCRIBING CLINICALLY INAPPROPRIATE QUANTITIES OF OUTPATIENT PSYCHOTROPIC DRUGS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective January 1, 2020*) Notwithstanding any
2 provision of the general statutes, no individual health insurance policy
3 providing coverage of the type specified in subdivisions (1), (2), (4),
4 (11), (12) and (16) of section 38a-469 of the general statutes delivered,
5 issued for delivery, renewed, amended or continued in this state on or
6 after January 1, 2020, that provides coverage for outpatient
7 prescription drugs shall require a prescribing health care provider to
8 prescribe an outpatient psychotropic drug in a quantity that such
9 provider deems clinically inappropriate.

10 Sec. 2. (NEW) (*Effective January 1, 2020*) Notwithstanding any
11 provision of the general statutes, no group health insurance policy
12 providing coverage of the type specified in subdivisions (1), (2), (4),
13 (11), (12) and (16) of section 38a-469 of the general statutes delivered,
14 issued for delivery, renewed, amended or continued in this state on or

15 after January 1, 2020, that provides coverage for outpatient
 16 prescription drugs shall require a prescribing health care provider to
 17 prescribe an outpatient psychotropic drug in a quantity that such
 18 provider deems clinically inappropriate.

19 Sec. 3. Section 38a-476b of the general statutes is repealed and the
 20 following is substituted in lieu thereof (*Effective January 1, 2020*):

21 Notwithstanding any provision of the general statutes or the
 22 regulations of Connecticut state agencies, no mental health care benefit
 23 provided under state law, or with state funds or to state employees
 24 may, through the use of a drug formulary, list of covered drugs or any
 25 other means: (1) Limit the availability of psychotropic drugs that are
 26 the most effective therapeutically indicated pharmaceutical treatment
 27 with the least probability of adverse side effects; [or] (2) require
 28 utilization of psychotropic drugs that are not the most effective
 29 therapeutically indicated pharmaceutical treatment with the least
 30 probability of adverse side effects; or (3) require a prescribing health
 31 care provider to prescribe an outpatient psychotropic drug in a
 32 quantity that such provider deems clinically inappropriate. Nothing in
 33 this section shall be construed to limit the authority of a physician to
 34 prescribe a drug that is not the most recent pharmaceutical treatment.
 35 Nothing in this section shall be construed to prohibit differential
 36 copays among pharmaceutical treatments or to prohibit utilization
 37 review.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2020</i>	New section
Sec. 2	<i>January 1, 2020</i>	New section
Sec. 3	<i>January 1, 2020</i>	38a-476b

INS *Joint Favorable*

PH *Joint Favorable*