

House Bill 158

By: Representatives Silcox of the 52<sup>nd</sup>, Cooper of the 43<sup>rd</sup>, Schofield of the 60<sup>th</sup>, Newton of the 123<sup>rd</sup>, and Frye of the 118<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated,  
2 relating to medical assistance generally, so as to provide that Medicaid recipients have the  
3 same access to antiretroviral regimens used to treat HIV and AIDS as to those included in  
4 the formulary established for the Georgia AIDS Drug Assistance Program; to prohibit  
5 utilization management tools for such regimens; to provide for submission of a state plan  
6 waiver if necessary; to provide for related matters; to repeal conflicting laws; and for other  
7 purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to  
11 medical assistance generally, is amended by adding a new Code section to read as follows:

12 "49-4-159.

13 (a) The department shall ensure that the drug list utilized for medical assistance under this  
14 article shall be no less restrictive than the formulary established under the Georgia AIDS  
15 Drug Assistance Program for antiretroviral regimens, including single-tablet regimens,  
16 used to treat HIV and AIDS.

17 (b) The department shall add to the drug list utilized for medical assistance under this  
18 article any new antiretroviral regimen, including any single-tablet regimen, no later than  
19 30 days after such regimen has been added to the formulary established under the Georgia  
20 AIDS Drug Assistance Program for antiretroviral regimens, including single-tablet  
21 regimens, used to treat HIV and AIDS.

22 (c) No utilization management tools, including but not limited to preferred drug lists, prior  
23 authorizations, or step edits, shall be implemented by the department for any antiretroviral  
24 regimens, including single-tablet regimens, used to treat HIV and AIDS.

25 (d) The department shall submit any necessary modifications, if applicable, to the state  
26 plan for medical assistance filed pursuant to Code Section 49-4-142 in order to fulfill the  
27 requirements of this Code section."

28 **SECTION 2.**

29 All laws and parts of laws in conflict with this Act are repealed.