

House Bill 902

By: Representatives Schofield of the 60<sup>th</sup>, Hutchinson of the 107<sup>th</sup>, Marin of the 96<sup>th</sup>, Mitchell of the 88<sup>th</sup>, Scott of the 76<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 1 of Chapter 24 of Title 33 of the Official Code of Georgia Annotated,  
2 relating to general provisions regarding insurance, so as to reduce out-of-pocket costs for  
3 consumers requiring insulin; to provide for definitions; to provide for legislative findings;  
4 to provide for related matters; to provide for an effective date and applicability; to repeal  
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 The General Assembly finds that:

- 9 (1) Every Georgian with type 1 diabetes and many with type 2 diabetes rely on daily  
10 doses of insulin to survive;
- 11 (2) Such persons often require continual self-management of glucose levels to prevent  
12 life-threatening complications;
- 13 (3) In a person with diabetes, the body either does not make enough insulin or is unable  
14 to make its own insulin;
- 15 (4) Insulin prices have risen significantly in recent years;

- 16 (5) One in four persons with diabetes has reported insulin underuse due to the high cost  
17 of insulin; and
- 18 (6) A significant number of deaths of persons with diabetes could be prevented if  
19 Georgians had greater access to more affordable insulin.

20 **SECTION 2.**

21 Article 1 of Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to  
22 general provisions regarding insurance, is amended by adding a new Code section to read as  
23 follows:

24 "33-24-59.30.

25 (a) As used in this Code section, the term:

26 (1) 'Cost sharing amount' is the share of costs a covered person is required to pay under a  
27 health benefit plan for certain covered health care services, which may include  
28 deductibles, coinsurance, copayments, or other similar charges but does not include  
29 premium payments.

30 (2) 'Covered person' means a natural person who is covered under a health benefit plan.

31 (3) 'Health benefit plan' means a health insurance policy or subscriber agreement  
32 between a covered person or policyholder and a health care insurer that defines the  
33 covered services and benefit levels available.

34 (4) 'Health care insurer' means an accident and sickness insurer, health care corporation,  
35 health maintenance organization, provider sponsored health care corporation, or any  
36 similar entity regulated by the Commissioner.

37 (5) 'Health care services' means the examination or treatment of persons for the  
38 prevention of illness or the correction or treatment of any physical or mental condition  
39 resulting from illness, injury, or other physical problems.

40 (b) A health care insurer that provides coverage for prescription insulin drugs pursuant to  
41 the terms of a health benefit plan the health care insurer offers shall limit the total cost

42 sharing amount that a covered person is required to pay for a covered prescription insulin  
43 drug to an amount not to exceed \$100.00 per 30 day supply of insulin, regardless of the  
44 amount or type of insulin needed to fill the covered person's prescription.  
45 (c) Nothing in this Code section shall prohibit a carrier from reducing a covered person's  
46 cost sharing to an amount less than the amount specified in subsection (b) of this Code  
47 section."

48 **SECTION 3.**

49 This Act shall become effective January 1, 2022, and shall apply to all policies issued,  
50 delivered, issued for delivery, or renewed in this state on or after such date.

51 **SECTION 4.**

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