

SENATE BILL NO. 258

BY SENATOR LUNEAU

1 AN ACT

2 To enact R.S. 22:997.1, relative to the refilling of topical ophthalmic prescriptions; to
3 require coverage for refills under certain circumstances; and to provide for related
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:997.1 is hereby enacted to read as follows:

7 **§997.1. Topical ophthalmic prescriptions; coverage for refills**

8 **A. Any health, hospital, or medical expense insurance policy, hospital or**
9 **medical service contract, employee welfare benefit plan, health and accident**
10 **insurance policy, or any other insurance contract of this type, including a group**
11 **insurance plan, and a self-insurance plan that provides medical and surgical**
12 **benefits, which is delivered, issued for delivery, or renewed in this state on or**
13 **after January 1, 2017, that provides coverage for topical ophthalmic**
14 **prescriptions, shall not deny coverage for refills under the following**
15 **circumstances:**

16 **(1) The refill is requested by the insured for a thirty-day supply, between**
17 **twenty-three and thirty days from the later of either:**

18 **(a) The original date the prescription was distributed to the insured.**

19 **(b) The date the most recent refill was distributed to the insured.**

20 **(2) For a sixty-day supply, between forty-six and sixty days from the**
21 **later of either:**

22 **(a) The original date the prescription was distributed to the insured.**

23 **(b) The date the most recent refill was distributed to the insured.**

24 **(3) For a ninety-day supply, between sixty-nine and ninety days from the**
25 **later of either:**

26 **(a) The original date the prescription was distributed to the insured.**

27 **(b) The date the most recent refill was distributed to the insured.**

1 B. The prescriber shall indicate on the original prescription that
 2 additional quantities are necessary. However, the original prescription shall not
 3 exceed the number of additional quantities necessary for treatment of the
 4 medical condition for which the original prescription was issued.

5 C. The provisions of this Section shall, to the extent practicable, be
 6 limited in quantity so as not to exceed the remaining dosage initially approved
 7 for coverage, provided that such limited refilling shall not limit or restrict
 8 coverage with regard to any previously or subsequently approved topical
 9 ophthalmic prescription and shall be subject to the terms and conditions of the
 10 insurance plan otherwise applicable to this coverage.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____