

HOUSE No. 1228

The Commonwealth of Massachusetts

PRESENTED BY:

Claire D. Cronin

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to epinephrine injectors.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Claire D. Cronin</i>	<i>11th Plymouth</i>	<i>2/18/2021</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>3/2/2021</i>

HOUSE No. 1228

By Ms. Cronin of Easton, a petition (accompanied by bill, House, No. 1228) of Claire D. Cronin and Michelle M. DuBois relative to health insurance coverage for epinephrine injectors. Financial Services.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE [Refile Branch], NO. OF 2019-2020.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to epinephrine injectors.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 32A of the General Laws, as appearing in the 2018 Official
2 Edition, is hereby amended by inserting after section 17Q the following section:-

3 Section 17R. Any coverage offered by the commission to an active or retired employee of
4 the commonwealth insured under the group insurance commission shall provide coverage for the
5 appropriate weight-based dosage of epinephrine injectors. The benefits in this section shall not
6 be subject to any greater deductible, coinsurance, copayments or out-of-pocket limits than any
7 other benefit provided by the commission. For purposes of this section the term “epinephrine
8 injector” shall mean an auto-injector approved by the federal Food and Drug Administration for
9 the administration of epinephrine and a pre-filled syringe approved by the federal Food and Drug

10 Administration and used for the administration of epinephrine that contains a pre-measured dose
11 of epinephrine that is equivalent to the dosages used in an auto-injector.

12 SECTION 2. Chapter 118E of the General Laws is hereby amended by inserting after
13 section 10L the following section:-

14 Section 10M. The division and its contracted health insurers, health plans, health
15 maintenance organizations, behavioral health management firms and third-party administrators
16 under contract to a Medicaid managed care organization or primary care clinician plan shall
17 provide coverage for the appropriate weight-based dosage of epinephrine injectors. An
18 epinephrine injector prescribed in this section shall not be subject to any greater deductible,
19 coinsurance, copayments or out-of-pocket limits than any other prescribed drugs provided by the
20 division. For purposes of this section the term “epinephrine injector” shall mean an auto-injector
21 approved by the federal Food and Drug Administration for the administration of epinephrine and
22 a pre-filled syringe approved by the federal Food and Drug Administration and used for the
23 administration of epinephrine that contains a pre-measured dose of epinephrine that is equivalent
24 to the dosages used in an auto-injector.

25 SECTION 3. Chapter 175 of the General Laws is hereby amended by inserting after
26 section 47KK the following section:-

27 Section 47LL. Any individual policy of accident or sickness insurance issued pursuant to
28 this chapter shall provide coverage for the appropriate weight-based dosage of epinephrine
29 injectors. An epinephrine injector prescribed in this section shall not be subject to any greater
30 deductible, coinsurance, copayments or out-of-pocket limits than any other prescribed drug
31 provided by the insurer. For purposes of this section the term “epinephrine injector” shall mean

32 an auto-injector approved by the federal Food and Drug Administration for the administration of
33 epinephrine and a pre-filled syringe approved by the federal Food and Drug Administration and
34 used for the administration of epinephrine that contains a pre-measured dose of epinephrine that
35 is equivalent to the dosages used in an auto-injector.

36 SECTION 4. Chapter 176A of the General Laws is hereby amended by inserting after
37 section 8MM the following section:-

38 Section 8NN. Any contract between a subscriber and the corporation under an individual
39 group or hospital service plan that is delivered, issued or renewed within the commonwealth
40 shall provide coverage for the appropriate weight-based dosage of epinephrine injectors. An
41 epinephrine injector prescribed in this section shall not be subject to any greater deductible,
42 coinsurance, copayments or out-of-pocket limits than any other prescribed drug provided by the
43 insurer. For purposes of this section the term “epinephrine injector” shall mean an auto-injector
44 approved by the federal Food and Drug Administration for the administration of epinephrine and
45 a pre-filled syringe approved by the federal Food and Drug Administration and used for the
46 administration of epinephrine that contains a pre-measured dose of epinephrine that is equivalent
47 to the dosages used in an auto-injector.

48 SECTION 5. Chapter 176B of the General Laws is hereby amended by inserting after
49 section 4MM the following section:-

50 Section 4NN. Any subscription certificate under an individual or group medical service
51 agreement delivered, issued or renewed within the commonwealth shall provide coverage for the
52 appropriate weight-based dosage of epinephrine injectors. An epinephrine injector prescribed in
53 this section shall not be subject to any greater deductible, coinsurance, copayments or out-of-

54 pocket limits than any other prescribed drug provided by the insurer. For purposes of this section
55 the term “epinephrine injector” shall mean an auto-injector approved by the federal Food and
56 Drug Administration for the administration of epinephrine and a pre-filled syringe approved by
57 the federal Food and Drug Administration and used for the administration of epinephrine that
58 contains a pre-measured dose of epinephrine that is equivalent to the dosages used in an auto-
59 injector.

60 SECTION 6. Chapter 176G of the General Laws is hereby amended by inserting after
61 section 4EE the following section:-

62 Section 4FF. Any individual or group health maintenance contract shall provide coverage
63 for the appropriate weight-based dosage of epinephrine injectors. An epinephrine injector
64 prescribed in this section shall not be subject to any greater deductible, coinsurance, copayments
65 or out-of-pocket limits than any other prescribed drug provided by the commission. For purposes
66 of this section the term “epinephrine injector” shall mean an auto-injector approved by the
67 federal Food and Drug Administration for the administration of epinephrine and a pre-filled
68 syringe approved by the federal Food and Drug Administration and used for the administration
69 of epinephrine that contains a pre-measured dose of epinephrine that is equivalent to the dosages
70 used in an auto-injector.