

State of South Dakota

NINETIETH SESSION
LEGISLATIVE ASSEMBLY, 2015

891W0237

SENATE BILL NO. 101

Introduced by: Senators Peters, Bradford, Buhl O'Donnell, Cammack, Curd, Ewing, Haggar (Jenna), Haverly, Heineman (Phyllis), Heinert, Jensen (Phil), Lederman, Monroe, Novstrup (David), Olson, Omdahl, Otten (Ernie), Parsley, Rampelberg, Solano, Sutton, Tidemann, Van Gerpen, and White and Representatives Sly, Anderson, Bartling, Brunner, Conzet, Cronin, Deutsch, Dryden, Gibson, Gosch, Greenfield (Lana), Haggar (Don), Haugaard, Hawks, Heinemann (Leslie), Hickey, Hunhoff (Jean), Jensen (Alex), Kirschman, Klumb, Langer, Latterell, Novstrup (Al), Peterson (Kent), Qualm, Rasmussen, Rozum, Schaefer, Schoenfish, Schrempp, Soli, Stevens, Tulson, Verchio, Westra, Wiik, Wink, Wollmann, and Zikmund

1 FOR AN ACT ENTITLED, An Act to establish certain provisions regarding cancer treatment
2 medication coverage by insurance companies.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. Any health insurance plan or policy that covers any cancer treatment medication
5 that is injected or intravenously administered by a health care provider, or patient administered
6 cancer treatment medication including any medication orally administered or self-injected, may
7 not require a higher copayment, deductible, or coinsurance amount for patient administered
8 cancer treatment medication than it requires for injected or intravenously administered cancer
9 treatment medication, regardless of the formulation or benefit category determination by the
10 plan or policy.

11 Section 2. No health insurance plan or policy may comply with this Act by:



- 1 (1) Increasing the copayment, deductible, or coinsurance amount required for injected
- 2 or intravenously administered cancer treatment medication that is covered under plan
- 3 or policy; or
- 4 (2) Reclassifying the benefits with respect to any cancer treatment medication.