

1 H.672

2 Introduced by Representatives Savage of Swanton, Acinapura of Brandon,
3 Andrews of Rutland City, Bouchard of Colchester, Burditt of
4 West Rutland, Canfield of Fair Haven, Clark of Vergennes,
5 Clarkson of Woodstock, Consejo of Sheldon, Courcelle of
6 Rutland City, Devereux of Mount Holly, Dickinson of St.
7 Albans Town, Eckhardt of Chittenden, Fagan of Rutland City,
8 French of Shrewsbury, Gilbert of Fairfax, Greshin of Warren,
9 Hebert of Vernon, Helm of Fair Haven, Johnson of Canaan,
10 Kupersmith of South Burlington, Larocque of Barnet, Lenes of
11 Shelburne, Lewis of Berlin, Lippert of Hinesburg, McNeil of
12 Rutland Town, Myers of Essex, Olsen of Jamaica, Pearce of
13 Richford, Peaslee of Guildhall, Perley of Enosburgh, Russell of
14 Rutland City, Shaw of Pittsford, Townsend of Randolph,
15 Waite-Simpson of Essex and Webb of Shelburne

16 Referred to Committee on

17 Date:

18 Subject: Health; health insurance; prescription drugs; pharmacies

19 Statement of purpose: This bill proposes to ensure that consumers have an
20 option to purchase prescription drugs from either a retail pharmacy or a mail
21 order pharmacy.

1 An act relating to the purchase of prescription drugs

2 It is hereby enacted by the General Assembly of the State of Vermont:

3 Sec. 1. 8 V.S.A. § 4089j(a) is amended to read:

4 (a)(1) A health insurer and pharmacy benefit manager doing business in
5 Vermont shall permit a retail pharmacist licensed under chapter 36 of Title 26
6 to fill prescriptions in the same manner and at the same level of reimbursement
7 as they are filled by mail order pharmacies with respect to the quantity of drugs
8 or days' supply of drugs dispensed under each prescription.

9 (2) A health insurer and pharmacy benefit manager doing business in
10 Vermont shall permit an insured, at the insured's option, to fill any prescription
11 that is eligible to be filled by a mail order pharmacy at either a retail pharmacy
12 or a mail order pharmacy. A health insurer and pharmacy benefit manager
13 shall not impose any cost-sharing requirement or other condition on an insured
14 who elects to purchase drugs from a retail pharmacy that would not also be
15 imposed if the insured elected to purchase the same medication from a mail
16 order pharmacy.

17 Sec. 2. EFFECTIVE DATE

18 This act shall take effect on October 1, 2012 and shall apply to all health
19 insurance plans and health benefit plans on and after October 1, 2012 on such
20 date as a health insurer issues, offers, or renews the plan but in no event later
21 than October 1, 2013.