

**PROPOSED AMENDMENTS TO
SENATE BILL 93**

1 In line 2 of the printed bill, after “drugs” insert “; creating new pro-
2 visions; and amending ORS 743A.066”.

3 After line 12, insert:

4 **“SECTION 3.** ORS 743A.066 is amended to read:

5 **“743A.066. (1) As used in this section, ‘prescription contraceptive’**
6 **means a drug or device that requires a prescription and is approved**
7 **by the United States Food and Drug Administration to prevent preg-**
8 **nancy.**

9 **“[(1)] (2)** A prescription drug benefit program, or a prescription drug
10 benefit offered under a health benefit plan as defined in ORS 743.730 or un-
11 der a student health insurance policy, must provide payment, coverage or
12 reimbursement for:

13 **“(a)** Prescription contraceptives; and

14 **“(b)** If covered for other drug benefits under the program, plan or policy,
15 outpatient consultations, examinations, procedures and medical services that
16 are necessary to prescribe, dispense, deliver, distribute, administer or remove
17 a prescription contraceptive.

18 **“[(2)] (3)** The coverage required by subsection [(1)] (2) of this section:

19 **“(a)** May be subject to provisions of the program, plan or policy that
20 apply equally to other prescription drugs covered by the program, plan or
21 policy, including but not limited to required copayments, deductibles and
22 coinsurance[.]; **and**

1 **“(b) Must reimburse a health care provider or dispensing entity for**
2 **dispensing a prescription contraceptive drug for:**

3 **“(A) Up to a three-month supply for the first dispensing of the**
4 **prescription contraceptive drug to an insured;**

5 **“(B) Up to a three-month supply for the second dispensing of the**
6 **prescription contraceptive drug to an insured; and**

7 **“(C) Up to a six-month supply for subsequent dispensings of the**
8 **prescription contraceptive drug to an insured, regardless of whether**
9 **the insured was enrolled in the program, plan or policy at the time**
10 **of the first dispensing.**

11 *“(3) As used in this section, ‘contraceptive’ means a drug or device ap-*
12 *proved by the United States Food and Drug Administration to prevent preg-*
13 *nancy.]*

14 “(4) A religious employer is exempt from the requirements of this section
15 with respect to a prescription drug benefit program or a health benefit plan
16 it provides to its employees. A ‘religious employer’ is an employer:

17 “(a) Whose purpose is the inculcation of religious values;

18 “(b) That primarily employs persons who share the religious tenets of the
19 employer;

20 “(c) That primarily serves persons who share the religious tenets of the
21 employer; and

22 “(d) That is a nonprofit organization under section 6033(a)(2)(A)(i) or (iii)
23 of the Internal Revenue Code.

24 “(5) This section is exempt from the provisions of ORS 743A.001.”.

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