

Requested by SENATE COMMITTEE ON HEALTH CARE

**PROPOSED AMENDMENTS TO
SENATE BILL 237**

1 On page 1 of the printed bill, delete line 6 through 30.

2 On page 2, delete lines 1 through 19 and insert:

3 **“SECTION 2. (1) As used in this section:**

4 **“(a) ‘Cost sharing’ includes copayments, coinsurance or deductibles.**

5 **“(b) ‘Metal level of coverage’ means a bronze, silver, gold or**
6 **platinum level as described in 42 U.S.C. 18022(d).**

7 **“(c) ‘Plan’ means a health benefit plan, as defined in ORS 743B.005,**
8 **that pays for or reimburses the cost of prescription drugs.**

9 **“(d) ‘Tier’ means a group of prescription drugs, within a drug**
10 **formulary, to which defined cost sharing requirements apply.**

11 **“(2) At least 25 percent of a carrier’s individual plans in each metal**
12 **level of coverage offered in each geographic area served by the carrier**
13 **must:**

14 **“(a) Require a flat dollar copayment amount for all prescription**
15 **drugs covered under the prescription drug benefit; and**

16 **“(b) Not impose a deductible or coinsurance on the prescription**
17 **drug benefit offered through the plan.**

18 **“(3) The copayments in plans described in subsection (2) of this**
19 **section must be:**

20 **“(a) Reasonably graduated from one cost tier to the next higher**
21 **cost tier; and**

1 **“(b) Proportional across all tiers.**

2 **“(4) If a carrier offers only one plan in a metal level of coverage in**
3 **a geographic area, the plan must meet the requirements of subsections**
4 **(2) and (3) of this section.**

5 **“SECTION 3. (1) As used in this section:**

6 **“(a) ‘Cost sharing’ includes copayments, coinsurance or deductibles.**

7 **“(b) ‘Metal level of coverage’ means a bronze, silver, gold or**
8 **platinum level as described in 42 U.S.C. 18022(d).**

9 **“(c) ‘Plan’ means a health benefit plan, as defined in ORS 743B.005,**
10 **that pays for or reimburses the cost of prescription drugs.**

11 **“(d) ‘Tier’ means a group of prescription drugs, within a drug**
12 **formulary, to which defined cost sharing requirements apply.**

13 **“(2) At least 25 percent of a carrier’s group plans in each metal level**
14 **of coverage offered in each geographic area served by the carrier must:**

15 **“(a) Require a flat dollar copayment amount for all prescription**
16 **drugs covered under the prescription drug benefit; and**

17 **“(b) Not impose a deductible or coinsurance on the prescription**
18 **drug benefit offered through the plan.**

19 **“(3) The copayments in plans described in subsection (2) of this**
20 **section must be:**

21 **“(a) Reasonably graduated from one cost tier to the next higher**
22 **cost tier; and**

23 **“(b) Proportional across all tiers.**

24 **“(4) If a carrier offers only one plan in a metal level of coverage in**
25 **a geographic area, the plan must meet the requirements of subsections**
26 **(2) and (3) of this section.”.**

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