

**A-Engrossed**  
**House Bill 2623**

Ordered by the House April 10  
Including House Amendments dated April 10

Sponsored by Representatives SCHOUTEN, SMITH DB; Representatives HERNANDEZ, NATHANSON, NERON, NOSSE, RUIZ, SANCHEZ, SOLLMAN, Senator MANNING JR (Pre-session filed.)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Limits cost-sharing for health benefit plan coverage of insulin prescribed for treatment of diabetes.

**A BILL FOR AN ACT**

1  
2 Relating to the cost of insulin.

3       Whereas almost 20,000 Oregonians are diagnosed with diabetes each year; and

4       Whereas as of January 1, 2018, more than 435,000 adults in Oregon have been diagnosed with  
5 diabetes and another 100,000 are undiagnosed but living with the disease; and

6       Whereas every Oregonian with Type 1 diabetes and many with Type 2 diabetes rely on daily  
7 doses of insulin to survive; and

8       Whereas the annual medical costs related to diabetes in Oregon are \$4.3 billion; and

9       Whereas insulin prices rose by 45 percent between 2014 and 2017 and, over the past 14 years,  
10 the price of insulin has risen by 550 percent, adjusted for inflation; and

11       Whereas one in four individuals with Type 1 diabetes have reported using less than the pre-  
12 scribed amount of insulin due to the high cost of insulin; and

13       Whereas it is important to implement state policies that reduce the costs for Oregonians with  
14 diabetes to obtain life-saving and life-sustaining insulin; now, therefore,

15 **Be It Enacted by the People of the State of Oregon:**

16       **SECTION 1.** **Section 2 of this 2021 Act is added to and made a part of the Insurance Code.**

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

18       **(a) "Health benefit plan" has the meaning given that term in ORS 743B.005.**

19       **(b) "Insulin" has the meaning given that term in ORS 689.696.**

20       **(2) A health benefit plan offered in this state may not require an enrollee in the plan to**  
21 **incur cost-sharing or other out-of-pocket costs, as adjusted under subsection (3) of this**  
22 **section, that exceed \$75 for each 30-day supply of a type of insulin prescribed for the treat-**  
23 **ment of diabetes or \$225 for each 90-day supply.**

24       **(3) The Department of Consumer and Business Services shall, by rule, annually adjust**  
25 **the maximum cost specified in subsection (2) of this section by the percentage increase, if**  
26 **any, in the cost of living for the previous calendar year, based on changes in the Consumer**  
27 **Price Index for All Urban Consumers, West Region (All Items), as published by the Bureau**  
28 **of Labor Statistics of the United States Department of Labor.**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1       **(4) The coverage under this section may not be subject to a deductible imposed by a**  
2 **health benefit plan.**

3       **(5) This section does not prohibit a health benefit plan from using a drug formulary or**  
4 **other utilization review protocol applicable to prescription drug coverage under the plan.**

5       **(6) This section is not subject to ORS 743A.001.**

6       **SECTION 3. Section 2 of this 2021 Act applies to health benefit plans issued, renewed or**  
7 **extended on or after January 1, 2022.**

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