

ARKANSAS SENATE
93rd General Assembly - Regular Session, 2021
Amendment Form

Subtitle of Senate Bill No. 99

TO REGULATE STEP THERAPY PROTOCOLS.

Amendment No. 2 to Senate Bill 99

Amend Senate Bill No. 99 as originally introduced:

Add Senator Irvin as a cosponsor of the bill

AND

Add Representative Lundstrum as a cosponsor of the bill

AND

Page 1, line 36, delete "costs;" and substitute "costs; and"

AND

Page 2, delete lines 1 through 10, and substitute the following:

"(3) Without uniform policies in the state for step therapy protocols, a patient may not receive the equivalent or most appropriate treatment."

AND

Page 2, delete lines 15 through 19, and substitute the following:

"condition or conditions under consideration is a matter of public interest; and

(2) Patients have access to a fair, transparent, and independent"

AND

Page 3, line 21, delete "or"

AND

Page 3, delete line 22, and substitute the following:



"(viii) A specified disease plan;
(ix) A plan that provides only dental benefits or
eye and vision care benefits; or
(x) A program or plan authorized and funded under 42
U.S.C. 1396a et seq. as approved by the United States Secretary of Health and
Human Services;"

AND

Page 3, line 23, delete "(5)" and substitute "(5)(A)"

AND

Page 3, line 27, delete "(A)" and substitute "(i)"

AND

Page 3, line 28, delete "(B)" and substitute "(ii)"

AND

Page 3, line 30, delete "(C)" and substitute "(iii)"

AND

Page 3, delete line 31, and substitute the following:
"maintenance organizations.

(B) "Healthcare insurer" does not include an entity that
provides only dental benefits or eye and vision care benefits;"

AND

Page 4, delete lines 13 through 15, and substitute the following:

"(10)(A) "Utilization review organization" means an individual
or entity that performs step therapy for at least one (1) of the following:

(i) A healthcare insurer;

(ii) A preferred provider organization or health
maintenance organization; or

(iii) Any other individual or entity that provides,
offers to provide, or administers hospital, outpatient, medical, or other
health benefits to a person treated by a healthcare provider in this state
under a policy, health benefit plan, or contract.

(B) A healthcare insurer is a utilization review entity if
the healthcare insurer performs step therapy.

(C) "Utilization review organization" does not include an
insurer of automobile, homeowners, or casualty and commercial liability
insurance or the insurer's employees, agents, or contractors."

AND

Page 4, delete lines 20 through 22, and substitute the following:

"(A) Are developed and endorsed by a multidisciplinary"

AND

Page 4, line 35, delete "(C)" and substitute "(B)"

AND

Page 5, line 1, delete "(D)" and substitute "(C)"

AND

Page 5, line 10, delete "(E)" and substitute "(D)"

AND

Page 5, line 13, delete "subdivision (a)(1)(B)" and substitute "subdivision (a)(1)(A)"

AND

Page 10, line 21, delete "Secretary of the Department of Human Services" and substitute "Insurance Commissioner"

AND

Page 10, line 29, delete "Secretary of the Department of Human Services" and substitute "commissioner"

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Bledsoe

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Secretary