1 State of Arkansas   *As Engrossed: S3/27/13 S4/5/13*
2 89th General Assembly   A Bill
3 Regular Session, 2013   SENATE BILL 916
4
5 By: Senators J. Woods, *E. Cheatham, J. Dismang, J. English, S. Flowers, J. Hutchinson, D. Wyatt*
6 By: Representatives Harris, *Baine, Gillam, Neal*
7
8   **For An Act To Be Entitled**
9   AN ACT TO ENSURE THAT VULNERABLE CITIZENS RECEIVE
10   MEDICATIONS NECESSARY FOR THE TREATMENT OF LIFE-
11   ALTERING ILLNESS AND FOR SUSTAINING A PRODUCTIVE
12   QUALITY OF LIFE; TO CREATE THE CONTINUITY OF CARE ACT
13   OF 2013; AND FOR OTHER PURPOSES.
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16   **Subtitle**
17   TO ENSURE THAT VULNERABLE CITIZENS
18   RECEIVE MEDICATIONS FOR LIFE-ALTERING
19   ILLNESS; AND TO CREATE THE CONTINUITY OF
20   CARE ACT OF 2013.
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22
23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25   *SECTION 1. Arkansas Code Title 23, Chapter 79, Subchapter 1, is*
26 *amended to add an additional section to read as follows:*
27   *23-79-156. Notification of drug formulary changes.*
28   *(a)(1) A health benefit plan that provides prescription drug coverage*
29 *or contracts with a third party for prescription drug services with tiered*
30 *copayments shall notify an enrollee presently taking a prescription drug, in*
31 *writing or electronically at the request of the enrollee, at least sixty (60)*
32 *days before an increase in the enrollees' financial responsibility as a*
33 *result of a modification by the health benefit plan to the health benefit*
34 *plan's drug formulary.*
35   *(2) Subdivision (a)(1) of this section does not apply to a*
36 *generic substitution for a prescription drug.*

1   *(b) This section does not apply to coverage for a drug that is*

2 *determined by a pharmacy and a therapeutics committee to be subject to new*

3 *safety warnings.*

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5   *SECTION 2. Effective date. Section 1 of this act is effective on and*

6 *after January 1, 2014.*

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8   */s/J. Woods*

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