

LEGISLATIVE BILL 718

Approved by the Governor April 20, 1994

Introduced by Bohlke, 33; Baack, 47; Byars, 30; Coordsen, 32; Fisher, 35;
Pedersen, 39; Schellpeper, 18; Vrtiska, 1; Witek, 31

AN ACT relating to insurance; to amend section 44-513.02, Revised Statutes Supplement, 1992; to prohibit certain provisions in medical benefit contracts; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 44-513.02, Revised Statutes Supplement, 1992, be amended to read as follows:

44-513.02. (1) A medical benefit contract which provides reimbursement for prescription drugs, including contracts by health maintenance organizations and preferred provider organizations, shall not require a person to obtain prescription drugs from a mail-order pharmacy as a condition to obtaining reimbursement for such drugs. This ~~section~~ subsection shall apply to contracts delivered, issued for delivery, or renewed in this state on or after July 10, 1990.

(2) A medical benefit contract, including any contract by a preferred provider organization but excluding any contract by a health maintenance organization, which provides reimbursement for prescription drugs and other pharmacy services shall not impose upon any person who is a party to or beneficiary of the contract a fee or copayment not equally imposed upon any party or beneficiary utilizing a mail-order pharmacy, and no such contract shall provide differences in coverage or impose any different conditions upon any person who is a party to or beneficiary of the contract not equally imposed upon any party or beneficiary utilizing a mail-order pharmacy. This subsection shall apply to contracts delivered, issued for delivery, or renewed in this state on or after the effective date of this act.

Sec. 2. That original section 44-513.02, Revised Statutes Supplement, 1992, is repealed.