

A-Engrossed
House Bill 3343

Ordered by the House April 23
Including House Amendments dated April 23

Sponsored by Representatives VEGA PEDERSON, WILLIAMSON, KENY-GUYER, SMITH WARNER; Representative LININGER

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.

[Requires medical assistance program to include 12 months' coverage of prescription contraceptives under specified conditions.] Requires insurers that cover prescription contraceptives to cover refills *[for duration of plan year]* **at specified frequency.**

A BILL FOR AN ACT

1
2 Relating to contraceptives; amending ORS 743A.066.

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

4 **SECTION 1.** ORS 743A.066 is amended to read:

5 743A.066. (1) A prescription drug benefit program, or a prescription drug benefit offered under
6 a health benefit plan as defined in ORS 743.730 or under a student health insurance policy, must
7 provide payment, coverage or reimbursement for:

8 (a) Prescription contraceptives; and

9 (b) If covered for other drug benefits under the program, plan or policy, outpatient consultations,
10 examinations, procedures and medical services that are necessary to prescribe, dispense, deliver,
11 distribute, administer or remove a prescription contraceptive.

12 (2) The coverage required by subsection (1) of this section:

13 (a) May be subject to provisions of the program, plan or policy that apply equally to other
14 prescription drugs covered by the program, plan or policy, including but not limited to required
15 copayments, deductibles and coinsurance; **and**

16 (b) **Must reimburse a health care provider or dispensing entity for a dispensing of**
17 **contraceptives intended to last for a:**

18 (A) **Three-month period for the first dispensing of the contraceptive to an insured; and**

19 (B) **Twelve-month period for subsequent dispensings of the same contraceptive to the**
20 **insured regardless of whether the insured was enrolled in the program, plan or policy at the**
21 **time of the first dispensing.**

22 (3) As used in this section, "**prescription contraceptive**" means a drug or device **that requires**
23 **a prescription and is** approved by the United States Food and Drug Administration to prevent
24 pregnancy.

25 (4) A religious employer is exempt from the requirements of this section with respect to a pre-
26 scription drug benefit program or a health benefit plan it provides to its employees. A "religious
27 employer" is an employer:

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 (a) Whose purpose is the inculcation of religious values;
 - 2 (b) That primarily employs persons who share the religious tenets of the employer;
 - 3 (c) That primarily serves persons who share the religious tenets of the employer; and
 - 4 (d) That is a nonprofit organization under section 6033(a)(2)(A)(i) or (iii) of the Internal Revenue
 - 5 Code.
 - 6 (5) This section is exempt from the provisions of ORS 743A.001.
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