

SENATE BILL NO. 258

BY SENATOR LUNEAU

1 AN ACT

2 To enact R.S. 22:997.1, relative to the refilling of topical ophthalmic prescriptions; to
3 require coverage for refills under certain circumstances; and to provide for related
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:997.1 is hereby enacted to read as follows:

7 **§997.1. Topical ophthalmic prescriptions; coverage for refills**

8 **A. Any health, hospital, or medical expense insurance policy, hospital or**
9 **medical service contract, employee welfare benefit plan, health and accident**
10 **insurance policy, or any other insurance contract of this type, including a group**
11 **insurance plan, and a self-insurance plan that provides medical and surgical**
12 **benefits, which is delivered, issued for delivery, or renewed in this state on or**
13 **after January 1, 2017, that provides coverage for topical ophthalmic**
14 **prescriptions, shall not deny coverage for refills under the following**
15 **circumstances:**

16 **(1) The refill is requested by the insured for a thirty-day supply, between**
17 **twenty-three and thirty days from the later of either:**

18 **(a) The original date the prescription was distributed to the insured.**

19 **(b) The date the most recent refill was distributed to the insured.**

20 **(2) For a sixty-day supply, between forty-six and sixty days from the**
21 **later of either:**

22 **(a) The original date the prescription was distributed to the insured.**

23 **(b) The date the most recent refill was distributed to the insured.**

24 **(3) For a ninety-day supply, between sixty-nine and ninety days from the**
25 **later of either:**

26 **(a) The original date the prescription was distributed to the insured.**

27 **(b) The date the most recent refill was distributed to the insured.**

1 **B. The prescriber shall indicate on the original prescription that**
 2 **additional quantities are necessary. However, the original prescription shall not**
 3 **exceed the number of additional quantities necessary for treatment of the**
 4 **medical condition for which the original prescription was issued.**

5 **C. The provisions of this Section shall, to the extent practicable, be**
 6 **limited in quantity so as not to exceed the remaining dosage initially approved**
 7 **for coverage, provided that such limited refilling shall not limit or restrict**
 8 **coverage with regard to any previously or subsequently approved topical**
 9 **ophthalmic prescription and shall be subject to the terms and conditions of the**
 10 **insurance plan otherwise applicable to this coverage.**

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____