

Stricken language would be deleted from and underlined language would be added to present law.
Act 1260 of the Regular Session

State of Arkansas
89th General Assembly
Regular Session, 2013

As Engrossed: S3/27/13 S4/5/13
A Bill

SENATE BILL 916

By: Senators J. Woods, E. Cheatham, J. Dismang, J. English, S. Flowers, J. Hutchinson, D. Wyatt
By: Representatives Harris, Baine, Gillam, Neal

For An Act To Be Entitled

AN ACT TO ENSURE THAT VULNERABLE CITIZENS RECEIVE
MEDICATIONS NECESSARY FOR THE TREATMENT OF LIFE-
ALTERING ILLNESS AND FOR SUSTAINING A PRODUCTIVE
QUALITY OF LIFE; TO CREATE THE CONTINUITY OF CARE ACT
OF 2013; AND FOR OTHER PURPOSES.

Subtitle

TO ENSURE THAT VULNERABLE CITIZENS
RECEIVE MEDICATIONS FOR LIFE-ALTERING
ILLNESS; AND TO CREATE THE CONTINUITY OF
CARE ACT OF 2013.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 23, Chapter 79, Subchapter 1, is amended to add an additional section to read as follows:

23-79-156. Notification of drug formulary changes.

(a)(1) A health benefit plan that provides prescription drug coverage or contracts with a third party for prescription drug services with tiered copayments shall notify an enrollee presently taking a prescription drug, in writing or electronically at the request of the enrollee, at least sixty (60) days before an increase in the enrollees' financial responsibility as a result of a modification by the health benefit plan to the health benefit plan's drug formulary.

(2) Subdivision (a)(1) of this section does not apply to a generic substitution for a prescription drug.



(b) This section does not apply to coverage for a drug that is determined by a pharmacy and a therapeutics committee to be subject to new safety warnings.

SECTION 2. Effective date. Section 1 of this act is effective on and after January 1, 2014.

/s/J. Woods

APPROVED: 04/16/2013