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4 A BILL to amend the Code of Virginia by adding a section numbered 38.2-3407.9:06, relating to health
5 insurance; coverage for non-opioid prescription drugs.
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7 Patron—Martinez
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9 Committee Referral Pending

10 Be it enacted by the General Assembly of Virginia:

11 1. That the Code of Virginia is amended by adding a section numbered 38.2-3407.9:06 as follows:

12 § 38.2-3407.9:06. *Coverage for non-opioid prescription drugs.*

13 Notwithstanding the provisions of § 38.2-3419 or subdivision A 1 of § 38.2-6506, no (i) insurer proposing
14 to issue individual or group accident and sickness insurance policies providing hospital, medical, and
15 surgical or major medical coverage on an expense-incurred basis; (ii) corporation providing individual or
16 group accident and sickness subscription contracts; or (iii) health maintenance organization providing a
17 health care plan for health care services whose policy, contract, or plan, including any certificate or
18 evidence of coverage issued in connection with such policy, contract, or plan, includes coverage for
19 prescription drugs shall impose any cost-sharing, prior authorization, step therapy, or other limitation on
20 coverage of a covered non-opioid drug approved by the U.S. Food and Drug Administration for the treatment
21 or management of pain that is more restrictive or less favorable to the enrollee relative to a covered opioid
22 drug approved by the U.S. Food and Drug Administration for the treatment or management of pain.

23 2. That the provisions of this act shall apply to insurance policies, contracts, and plans delivered, issued
24 for delivery, or renewed in the Commonwealth on and after January 1, 2027.

INTRODUCED

HB516