

SECOND REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 1327**  
**97TH GENERAL ASSEMBLY**

4965H.02C

D. ADAM CRUMBLISS, Chief Clerk

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**AN ACT**

To amend chapter 376, RSMo, by adding thereto one new section relating to oral chemotherapy parity.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 376, RSMo, is amended by adding thereto one new section, to be  
2 known as section 376.1257, to read as follows:

**376.1257. 1. As used in this section the following terms shall mean:**

2 **(1) "Anticancer medications", medications used to kill or slow the growth of**  
3 **cancerous cells;**

4 **(2) "Covered person", a policyholder, subscriber, enrollee, or other individual**  
5 **enrolled in or insured by a health benefit plan for health insurance coverage;**

6 **(3) "Health benefit plan", shall have the same meaning as defined in section**  
7 **376.1350.**

8 **2. Any health benefit plan that provides coverage and benefits for cancer treatment**  
9 **shall provide coverage of prescribed orally administered anticancer medications on a basis**  
10 **no less favorable than intravenously administered or injected anticancer medications.**

11 **3. Coverage of orally administered anticancer medication shall not be subject to**  
12 **any prior authorization, dollar limit, co-payment, deductible, or other out-of-pocket**  
13 **expense that does not apply to intravenously administered or injected anticancer**  
14 **medication, regardless of formulation or benefit category determination by the company**  
15 **administering the health benefit plan.**

16 **4. The health benefit plan shall not reclassify or increase any type of cost sharing**  
17 **to the covered person for anticancer medications in order to achieve compliance with this**  
18 **section. Any change in health insurance coverage, which otherwise increases an out-of-**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

19 pocket expense to anticancer medications, shall be applied to the majority of comparable  
20 medical or pharmaceutical benefits covered by the health benefit plan.

21 5. Notwithstanding the provisions of subsections 2, 3, and 4 of this section, a health  
22 benefit plan that limits the total amounts paid by a covered person through all cost-sharing  
23 requirements to no more than seventy-five dollars per thirty-day supply for any orally  
24 administered anticancer medication shall be considered in compliance with this section.  
25 On January 1, 2016, and on January first of each year thereafter, a health benefit plan may  
26 adjust such seventy-five dollar limit. The adjustment shall not exceed the Consumer Price  
27 Index for All Urban Consumers Midwest Region for that year. For purposes of this  
28 subsection "cost-sharing requirements" shall include co-payments, coinsurance,  
29 deductibles, and any other amounts paid by the covered person for that prescription.

30 6. For a health benefit plan that meets the definition of "high deductible health  
31 plan" as defined by 26 U.S.C. 223(c)(2), the provisions of subsection 5 of this section shall  
32 only apply after a covered person's deductible has been satisfied for the year.

33 7. The provisions of this section shall become effective January 1, 2015.

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