# AN ACT relating to mental health parity.

***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

# SECTION 1. A NEW SECTION OF KRS 304.17A-670 TO 304.17A-676 IS CREATED TO READ AS FOLLOWS:

As used in KRS 304.17A-670 to 304.17A-678 as it pertains to mental health parity:

## (1) "Health benefit plan" has the same meaning as in KRS 304.17A-005;

## (2) "Insurer" has the same meaning as in KRS 304.17A-005;

## (3) "Mental health condition" has the same meaning as in KRS 304.17A-660; and

## (4) "Nonquantitative treatment limitation" ***means limitations that are not expressed numerically but otherwise limit the scope or duration of benefits for treatment.***

# SECTION 2. A NEW SECTION OF KRS CHAPTER 304 IS CREATED TO READ AS FOLLOWS:

# ***All insurers that issue, deliver, or renew any health benefit plan that provides coverage of prescription medications for the treatment of alcohol or drug abuse shall comply with the following requirements:***

# ***All insurers that issue, deliver, or renew any health benefit plan that provides coverage of prescription medications for the treatment of alcohol or drug abuse shall not impose any prior authorization requirements on any prescription medication approved by the federal Food and Drug Administration (FDA) for the treatment of alcohol or drug abuse.***

# ***All insurers that issue, deliver, or renew any health benefit plan that provides coverage of prescription medications for the treatment of alcohol or drug abuse shall not impose any step therapy requirements before the insurer will authorize coverage for a prescription medication approved by the FDA for the treatment of alcohol or drug abuse.***

# ***All insurers that issue, deliver, or renew any health benefit plan that provides coverage of prescription medications for the treatment of alcohol or drug abuse shall place all prescription medications approved by the FDA for the treatment of alcohol or drug abuse on the lowest tier of the drug formulary developed and maintained by the insurer.***

# ***All insurers that issue, deliver, or renew any health benefit plan that provides coverage of prescription medications for the treatment of alcohol or drug abuse shall not exclude coverage for any prescription medication approved by the FDA for the treatment of alcohol or drug abuse and any associated counseling or wraparound services on the grounds that such medications and services were court ordered.***