*Session of 2019*

**HOUSE BILL No. XXXX**

By Committee on Insurance

X-X

AN ACT concerning insurance; requiring parity compliance reports; specifying commissioner implementation and reporting requirements.

Be it enacted by the Legislature of the State of Kansas:

 New Section 1. (d) All health insurers that offer health benefit plans that provide coverage for the treatment of substance use disorders shall comply with the following requirements respecting medications for the treatment of substance use disorders:

(1) Each health insurer shall not impose any prior authorization requirements on any prescription medication approved by the federal Food and Drug Administration (FDA) for the treatment of substance use disorders.

(2) Each health insurer shall not impose any step therapy requirements before the health insurer will authorize coverage for a prescription medication approved by the FDA for the treatment of substance use disorders.

(3) Each health insurer shall place all prescription medications approved by the FDA for the treatment of substance use disorders on the lowest tier of the drug formulary developed and maintained by the health insurer.

(4) Each health insurer shall not exclude coverage for any prescription medication approved by the FDA for the treatment of substance use disorders and any associated counseling or wraparound services on the grounds that such medications and services were court ordered.

(e) For the purposes of this section:

(1) “Health benefit plan" shall have the meaning ascribed to it in K.S.A. 40-4602, and amendments thereto. Health benefit plan shall also include any policy of health insurance purchased by an individual.

(2) "Health insurer" shall have the meaning ascribed to it in K.S.A. 40-4602, and amendments thereto.

(3) “Mental illness or substance use disorder” means benefits for the treatment of any condition or disorder that involves a mental health condition or substance use disorder that falls under any of the diagnostic categories listed in the mental disorders section of the current edition of the International Classification of Disease or that is listed in the mental disorders section of the most recent version of the Diagnostic and Statistical Manual of Mental Disorders.

Section 2. This act shall take effect and be in force from and after its publication in the Kansas register.