Sixty-sixth **HOUSE BILL NO. XXX**

Legislative Assembly

of North Dakota

Introduced by

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A BILL for an Act to amend and reenact section 26.1-36-08 relating to substance abuse insurance coverage.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**Section 1.** **Amendment.** Section 26.1-36-08 is amended and reenacted by adding a new subsection as follows:

1. Each insurance company, nonprofit health service corporation, or health maintenance organization that issues, executes, or renews any health insurance policy or health service contract on an individual group, blanket, franchise, or association basis that provides prescription drug benefits for medications for the treatment of substance abuse:
   1. 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 abuse.
   2. Shall not impose any step therapy requirements before the insurance company, nonprofit health service corporation, or health maintenance organization will authorize coverage for a prescription medication approved by the FDA for the treatment of substance abuse.
   3. Shall place all prescription medications approved by the FDA for the treatment of substance abuse on the lowest tier of the drug formulary developed and maintained by the insurance company, nonprofit health service corporation, or health maintenance organization.
   4. Shall not exclude coverage for any prescription medication approved by the FDA for the treatment of substance abuse and any associated counseling or wraparound services on the grounds that such medications and services were court ordered.