**South Carolina General Assembly**

123rd Session, 2019-2020

**H. 3279**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Finlay, Bernstein, Clary, Ridgeway and Cogswell

Document Path: l:\council\bills\cc\15317vr19.docx

Companion/Similar bill(s): 187

Introduced in the House on January 8, 2019

Currently residing in the House Committee on **Labor, Commerce and Industry**

Summary: Medicaid

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/18/2018 House Prefiled

12/18/2018 House Referred to Committee on **Labor, Commerce and Industry**

1/8/2019 House Introduced and read first time ([House Journal‑page 155](file:///h:\hj\20190108.docx))

1/8/2019 House Referred to Committee on **Labor, Commerce and Industry** ([House Journal‑page 155](file:///h:\hj\20190108.docx))

1/17/2019 House Member(s) request name added as sponsor: Clary

1/22/2019 House Member(s) request name added as sponsor: Ridgeway

1/24/2019 House Member(s) request name added as sponsor: Cogswell

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**VERSIONS OF THIS BILL**

[12/18/2018](file:///p:\pprever\2019-20\3279_20181218.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 38‑71‑120 SO AS TO ESTABLISH THAT AN INDIVIDUAL OR GROUP HEALTH INSURANCE POLICY PROVIDING COVERAGE FOR CONTRACEPTIVE DRUGS MUST PROVIDE REIMBURSEMENT FOR A TWELVE‑MONTH REFILL OF CONTRACEPTIVE DRUGS OBTAINED AT ONE TIME; AND BY ADDING SECTION 44‑6‑120 SO AS TO AUTHORIZE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO MAKE ARRANGEMENTS FOR ALL MEDICAID PROGRAMS OFFERED THROUGH MANAGED CARE PLANS OR FEE‑FOR‑SERVICE PROGRAMS TO REQUIRE THE DISPENSING OF CONTRACEPTIVE DRUGS WITH A TWELVE‑MONTH SUPPLY PROVIDED AT ONE TIME.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Article 1, Chapter 71, Title 38 of the 1976 Code is amended by adding:

“Section 38‑71‑120. (A) All individual or group health insurance policies issued or renewed on or after January 1, 2020, providing coverage for contraceptive drugs must provide reimbursement for a twelve‑month refill of contraceptive drugs obtained at one time by the insured after the insured has completed the initial supply of the drugs, unless the insured requests a smaller supply or the prescribing provider instructs that the insured must receive a smaller supply. The insurance policy must allow the insured to receive the contraceptive drugs on‑site at the provider’s office, if available. Dispensing practices required by the insurance policy must follow all clinical guidelines for appropriate prescribing and dispensing to ensure the health of the patient while maximizing access to effective contraceptive drugs.

(B) For purposes of this section, the term ‘contraceptive drugs’ means all drugs approved by the United States Food and Drug Administration that are used to prevent pregnancy including, but not limited to, hormonal drugs administered orally, transdermally, and intravaginally.”

SECTION 2. Article 1, Chapter 6, Title 44 of the 1976 Code is amended by adding:

“Section 44‑6‑120. (A) The department shall require that all Medicaid health plans issued or renewed on or after January 1, 2020, to include the dispensing of contraceptive drugs with a twelve‑month supply provided at one time, unless a patient requests a smaller supply or the prescribing provider instructs that the patient must receive a smaller supply. Contracts with managed care plans must allow on‑site dispensing of the prescribed contraceptive drugs at family practice clinics, if available. Dispensing practices must follow clinical guidelines for appropriate prescribing and dispensing to ensure the health of the patient while maximizing access to effective contraceptive drugs.

(B) For purposes of this section, the term ‘contraceptive drugs’ means all drugs approved by the United States Food and Drug Administration that are used to prevent pregnancy including, but not limited to, hormonal drugs administered orally, transdermally, and intravaginally.”

SECTION 3. This act takes effect upon approval by the Governor.

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