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A bill to be entitled  
 An act relating to cancer chemotherapy treatment  
 parity; creating ss. 627.42391 and 641.313, F.S.;  
 requiring individual or group insurance policies and  
 health maintenance contracts providing coverage for  
 cancer chemotherapy treatment to provide at least  
 equally favorable coverage for prescribed, orally  
 administered anticancer medications; specifying that  
 compliance with such requirement may not be achieved  
 by increasing policy or contract copayments,  
 deductibles, or coinsurance amounts applicable to  
 intravenously administered or injected anticancer  
 medications; providing construction; providing an  
 effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 627.42391, Florida Statutes, is created  
 to read:

627.42391 Cancer chemotherapy treatment parity; orally  
 administered anticancer medication.—

(1) An individual or group insurance policy that provides  
 coverage for cancer chemotherapy treatment must provide coverage  
 for a prescribed, orally administered anticancer medication on a  
 basis no less favorable than that on which it provides coverage  
 for intravenously administered or injected anticancer  
 medications.

28       (2) An individual or group insurance policy may not  
 29 achieve compliance with subsection (1) by imposing an increase  
 30 in the copayment, deductible, or coinsurance amount for  
 31 intravenously administered or injected anticancer medications  
 32 covered under the policy on the effective date of this act.

33       (3) This section may not be construed to:

34       (a) Prohibit an insurer from requiring prior authorization  
 35 or imposing other appropriate utilization controls relating to  
 36 the approval of coverage for the use of cancer chemotherapy  
 37 treatment.

38       (b) Require coverage in an individual or group insurance  
 39 policy for cancer chemotherapy treatment.

40       Section 2. Section 641.313, Florida Statutes, is created  
 41 to read:

42       641.313 Cancer chemotherapy treatment parity; orally  
 43 administered anticancer medication.—

44       (1) A health maintenance contract that provides coverage  
 45 for cancer chemotherapy treatment must provide coverage for a  
 46 prescribed, orally administered anticancer medication on a basis  
 47 no less favorable than that on which it provides coverage for  
 48 intravenously administered or injected anticancer medications.

49       (2) A health maintenance contract may not achieve  
 50 compliance with subsection (1) by imposing an increase in the  
 51 copayment, deductible, or coinsurance amount for intravenously  
 52 administered or injected anticancer medications covered under  
 53 the contract on the effective date of this act.

54       (3) This section may not be construed to:

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55        (a) Prohibit a health maintenance organization from  
56 requiring prior authorization or imposing other appropriate  
57 utilization controls relating to the approval of coverage for  
58 the use of cancer chemotherapy treatment.

59        (b) Require coverage in a health maintenance contract for  
60 cancer chemotherapy treatment.

61        Section 3. This act shall take effect July 1, 2012.