

1 A bill to be entitled

2 An act relating to health insurance coverage for
3 opioids; creating s. 627.64194, F.S.; defining terms;
4 providing that a health insurance policy that covers
5 abuse-deterrent opioid analgesic drug products may
6 impose a prior authorization requirement for an abuse-
7 deterrent opioid analgesic drug product only if the
8 insurer imposes the same requirement for each opioid
9 analgesic drug product without an abuse-deterrence
10 labeling claim; prohibiting such health insurance
11 policy from requiring use of an opioid analgesic drug
12 product without an abuse-deterrence labeling claim
13 before authorizing the use of an abuse-deterrent
14 opioid analgesic drug product; providing an effective
15 date.

16
17 WHEREAS, the Legislature finds that the abuse of opioids is
18 a serious problem that affects the health, social, and economic
19 welfare of this state, and

20 WHEREAS, the Legislature finds that an estimated 2.1
21 million people in the United States suffered from substance use
22 disorders related to prescription opioid pain relievers in 2012,
23 and

24 WHEREAS, the Legislature finds that the number of
25 unintentional overdose deaths from prescription pain relievers
26 has more than quadrupled since 1999, and

27 WHEREAS, the Legislature is convinced that it is imperative
 28 for people suffering from pain to obtain the relief they need
 29 while minimizing the potential for negative consequences, NOW,
 30 THEREFORE,

31
 32 Be It Enacted by the Legislature of the State of Florida:

33
 34 Section 1. Section 627.64194, Florida Statutes, is created
 35 to read:

36 627.64194 Requirements for opioid coverage.—

37 (1) DEFINITIONS.—As used in this section, the term:

38 (a) "Abuse-deterrent opioid analgesic drug product" means
 39 a brand or generic opioid analgesic drug product approved by the
 40 United States Food and Drug Administration with an abuse-
 41 deterrence labeling claim that indicates the drug product is
 42 expected to deter abuse.

43 (b) "Opioid analgesic drug product" means a drug product
 44 in the opioid analgesic drug class prescribed to treat moderate
 45 to severe pain or other conditions in immediate-release,
 46 extended-release, or long-acting form regardless of whether or
 47 not combined with other drug substances to form a single drug
 48 product or dosage form.

49 (2) COVERAGE REQUIREMENTS.—A health insurance policy that
 50 provides coverage for abuse-deterrent opioid analgesic drug
 51 products:

52 (a) May impose a prior authorization requirement for an

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53 abuse-deterrent opioid analgesic drug product only if the policy
54 imposes the same prior authorization requirement for each opioid
55 analgesic drug product without an abuse-deterrence labeling
56 claim.

57 (b) May not require use of an opioid analgesic drug
58 product without an abuse-deterrence labeling claim before
59 authorizing the use of an abuse-deterrent opioid analgesic drug
60 product.

61 Section 2. This act shall take effect January 1, 2017.