

1 A bill to be entitled
 2 An act relating to medication synchronization;
 3 creating s. 627.64196, F.S., and amending s. 641.31,
 4 F.S.; prohibiting, under certain circumstances,
 5 certain health insurance policies and health
 6 maintenance contracts, respectively, from denying
 7 coverage for partial supplies of medication dispensed
 8 by network pharmacies; requiring such policies and
 9 contracts to authorize and apply a prorated daily
 10 cost-sharing rate to certain prescriptions under
 11 certain circumstances; requiring such policies and
 12 contracts to allow network pharmacies to override
 13 denial codes under certain circumstances; prohibiting
 14 such policies and contracts from using payment
 15 structures incorporating prorated dispensing fees;
 16 providing requirements for dispensing fees for
 17 partially filled or refilled prescriptions; providing
 18 an effective date.

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

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 22 Section 1. Section 627.64196, Florida Statutes, is created
 23 to read:

24 627.64196 Requirements for the partial fill or refill of
 25 prescriptions for medication synchronization purposes.-

26 (1) An individual or group health insurance policy
 27 providing prescription drug coverage in this state may not deny
 28 coverage for a partial supply of medication dispensed by a
 29 network pharmacy and must authorize and apply a prorated daily
 30 cost-sharing rate to prescriptions that are dispensed by a
 31 network pharmacy for the partial supply if:

32 (a) The prescribing practitioner or pharmacist determines
 33 the fill or refill to be in the best interest of the insured;
 34 and

35 (b) The insured requests or agrees to a partial supply for
 36 the purpose of synchronizing his or her medications.

37 (2) An individual or group health insurance policy:

38 (a) Must allow, for the purposes of medication
 39 synchronization, a network pharmacy to override any denial code
 40 indicating that a prescription is being refilled too soon.

41 (b) May not use payment structures incorporating prorated
 42 dispensing fees. Dispensing fees for partially filled or
 43 refilled prescriptions must be paid in full for each
 44 prescription dispensed, regardless of any prorated copay for the
 45 beneficiary or fee paid for alignment services.

46 Section 2. Subsection (44) is added to section 641.31,
 47 Florida Statutes, to read:

48 641.31 Health maintenance contracts.—

49 (44) (a) A health maintenance contract providing
 50 prescription drug coverage in this state may not deny coverage

51 for the dispensing of a partial supply of medication by a
 52 network pharmacy and must authorize and apply a prorated daily
 53 cost-sharing rate to prescriptions that are dispensed by a
 54 network pharmacy for the partial supply if:

55 1. The prescribing practitioner or pharmacist determines
 56 the fill or refill to be in the best interest of the subscriber;
 57 and

58 2. The subscriber requests or agrees to a partial supply
 59 for the purpose of synchronizing his or her medications.

60 (b) A health maintenance contract:

61 1. Must allow, for the purposes of medication
 62 synchronization, a network pharmacy to override any denial code
 63 indicating that a prescription is being refilled too soon.

64 2. May not use payment structures incorporating prorated
 65 dispensing fees. Dispensing fees for partially filled or
 66 refilled prescriptions must be paid in full for each
 67 prescription dispensed, regardless of any prorated copay for the
 68 beneficiary or fee paid for alignment services.

69 Section 3. This act shall take effect July 1, 2017.