

4721--A

Cal. No. 1059

2015-2016 Regular Sessions

I N   S E N A T E

April 10, 2015

---

Introduced by Sens. HANNON, LARKIN -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- reported favorably from said committee, ordered to first report, amended on first report, ordered to a second report and ordered reprinted, retaining its place in the order of second report

AN ACT to amend the public health law and the insurance law, in relation to standards for prior authorization requests for a utilization review of prescription drug coverage

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1     Section 1. Section 4903 of the public health law is amended by adding  
2 a new subdivision 8 to read as follows:  
3     8. THE COMMISSIONER, IN CONJUNCTION WITH THE SUPERINTENDENT OF FINAN-  
4 CIAL SERVICES, SHALL DEVELOP STANDARDS FOR PRIOR AUTHORIZATION REQUESTS  
5 TO BE UTILIZED BY ALL HEALTH CARE PLANS FOR THE PURPOSES OF SUBMITTING A  
6 REQUEST FOR A UTILIZATION REVIEW DETERMINATION FOR COVERAGE OF  
7 PRESCRIPTION DRUG BENEFITS UNDER THIS ARTICLE. THE DEPARTMENT AND THE  
8 DEPARTMENT OF FINANCIAL SERVICES, IN DEVELOPMENT OF THE STANDARDS, SHALL  
9 TAKE INTO CONSIDERATION EXISTING ELECTRONIC PRIOR AUTHORIZATION STAND-  
10 ARDS INCLUDING NATIONAL COUNCIL FOR PRESCRIPTION DRUG PROGRAMS (NCPDP)  
11 ELECTRONIC PRIOR AUTHORIZATION STANDARD TRANSACTIONS.  
12     S 2. Section 4903 of the insurance law is amended by adding a new  
13 subsection (h) to read as follows:  
14     (H) THE SUPERINTENDENT, IN CONJUNCTION WITH THE COMMISSIONER OF  
15 HEALTH, SHALL DEVELOP STANDARDS FOR PRIOR AUTHORIZATION REQUESTS TO BE  
16 UTILIZED BY ALL HEALTH CARE PLANS FOR THE PURPOSES OF SUBMITTING A  
17 REQUEST FOR A UTILIZATION REVIEW DETERMINATION FOR COVERAGE OF  
18 PRESCRIPTION DRUG BENEFITS UNDER THIS ARTICLE. THE DEPARTMENT AND THE  
19 DEPARTMENT OF HEALTH, IN DEVELOPMENT OF THE STANDARDS, SHALL TAKE INTO  
20 CONSIDERATION EXISTING ELECTRONIC PRIOR AUTHORIZATION STANDARDS INCLUD-  
21 ING NATIONAL COUNCIL FOR PRESCRIPTION DRUG PROGRAMS (NCPDP) ELECTRONIC  
22 PRIOR AUTHORIZATION STANDARD TRANSACTIONS.  
23     S 3. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

LBD04038-03-5