

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 779

Introduced by Bostar, 29.

Read first time January 18, 2023

Committee: Banking, Commerce and Insurance

- 1 A BILL FOR AN ACT relating to insurance; to limit the out-of-pocket cost
- 2 of prescription insulin drugs to a covered individual.
- 3 Be it enacted by the people of the State of Nebraska,

1 Section 1. (1) Beginning January 1, 2024, and notwithstanding
2 section 44-3,131, (a) any individual or group sickness and accident
3 insurance policy or subscriber contract delivered, issued for delivery,
4 or renewed in this state and any hospital, medical, or surgical expense-
5 incurred policy, except for policies that provide coverage for a
6 specified disease or other limited-benefit coverage, and (b) any self-
7 funded employee benefit plan to the extent not preempted by federal law,
8 which provides reimbursement for prescription insulin drugs shall limit
9 the total amount that a covered individual is required to pay for a
10 covered prescription insulin drug to a maximum of thirty-five dollars per
11 thirty-day supply of insulin, regardless of the amount or type of insulin
12 needed to fill the covered individual's prescription.

13 (2) Nothing in this section prevents a policy, contract, or plan
14 from reducing the total amount that a covered individual is required to
15 pay for a covered prescription insulin drug to an amount less than the
16 maximum specified in subsection (1) of this section.

17 (3) For purposes of this section, prescription insulin drug means a
18 prescription drug that contains insulin and is used to treat diabetes.