

**EPINEPHRINE AUTO-INJECTOR ACCESS AMENDMENTS**

2021 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Suzanne Harrison**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill creates a mechanism to increase Utahns' access to epinephrine auto-injectors.

**Highlighted Provisions:**

This bill:

▶ directs the Public Employees' Benefit and Insurance Program to expand the discount program to allow participants to purchase epinephrine auto-injectors at a discounted price; **H→ [and]**

▶ **modifies the circumstances under which the Public Employees' Benefit and Insurance Program offers the discount program; and ←H**

▶ permits a health benefit plan that provides coverage for epinephrine auto-injectors to not reimburse a participant who purchased an epinephrine auto-injector through the discount program.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill provides a special effective date.

**Utah Code Sections Affected:**

AMENDS:

**49-20-421**, as enacted by Laws of Utah 2020, Chapter 310

ENACTS:

**31A-22-656**, Utah Code Annotated 1953

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59 auto-injector issued under Section 58-17b-1005.

60 (i) "Qualified prescription" means:

61 (i) insulin; or

62 (ii) epinephrine auto-injector.

63 [~~g~~] (j) "Rebate" means the same as that term is defined in Section 31A-46-102.

64 (2) Notwithstanding Subsection 49-20-201(1), and for the purpose of the [~~insulin~~]  
65 discount program only, the program shall offer [~~an insulin~~] a discount program that allows  
66 participants to purchase [~~insulin~~] a qualified prescription at a discounted, post-rebate price  
66a **↔ when a rebate is available ↔** .

67 (3) The discount program described in Subsection (2) shall:

68 (a) provide a participant with a card or electronic document that identifies the  
69 participant as eligible for the discount on a qualified prescription related to the participant's  
70 qualified condition;

71 (b) provide a participant with information about pharmacies that will honor the  
72 discount;

73 (c) allow a participant to purchase [~~insulin~~] a qualified prescription at a discounted,  
74 post-rebate price; and

75 (d) provide a participant with instructions to pursue a reimbursement of the purchase  
76 price from the participant's health insurer.

77 (4) The discount program shall charge a price for [~~insulin~~] a qualified prescription that  
78 allows the program to retain only enough of any rebate for the [~~insulin~~] qualified prescription  
79 to make the state risk pool whole for providing a discounted [~~insulin~~] qualified prescription to  
80 participants.

81 Section 3. **Effective date.**

82 This bill takes effect on July 1, 2021.