

Second Regular Session  
Seventieth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 16-0160.01 Christy Chase x2008

HOUSE BILL 16-1322

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HOUSE SPONSORSHIP

Pettersen and Coram,

SENATE SPONSORSHIP

Donovan,

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House Committees

Public Health Care & Human Services

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING A REQUIREMENT THAT HEALTH BENEFIT PLANS  
102 REQUIRED TO COVER CONTRACEPTION REIMBURSE DISPENSERS  
103 FOR DISPENSING A MULTIPLE-MONTHS' SUPPLY OF  
104 PRESCRIPTION CONTRACEPTIVES.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The bill requires health benefit plans that are required under the federal "Patient Protection and Affordable Care Act" to provide contraception coverage as a preventive health service for women to

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

reimburse providers or dispensing entities for dispensing prescription contraceptives in a 3-month supply for the first dispensing to the insured person and for a 12-month supply for subsequent dispensings of the same prescription contraceptive to the insured person.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 10-16-104, **add** (18)  
3 (b.5) as follows:

4 **10-16-104. Mandatory coverage provisions - definitions -**  
5 **rules. (18) Preventive health care services. (b.5) (I)** FOR PURPOSES OF  
6 COVERAGE FOR CONTRACEPTION AS A PREVENTIVE HEALTH CARE SERVICE  
7 FOR WOMEN AS REQUIRED BY THE FEDERAL ACT, A HEALTH BENEFIT PLAN  
8 SUBJECT TO COVERAGE REQUIREMENTS MUST REIMBURSE THE PROVIDER  
9 OR DISPENSING ENTITY FOR DISPENSING PRESCRIPTION CONTRACEPTIVES  
10 INTENDED TO LAST:

11 (A) FOR A THREE-MONTH PERIOD THE FIRST TIME THE  
12 PRESCRIPTION CONTRACEPTIVE IS DISPENSED TO THE COVERED PERSON;  
13 AND

14 (B) FOR A TWELVE-MONTH PERIOD OR THROUGH THE END OF THE  
15 COVERED PERSON'S COVERAGE UNDER THE HEALTH BENEFIT PLAN,  
16 WHICHEVER IS SHORTER, FOR ANY SUBSEQUENT DISPENSING OF THE SAME  
17 PRESCRIPTION CONTRACEPTIVE TO THE COVERED PERSON, REGARDLESS OF  
18 WHETHER THE COVERED PERSON WAS ENROLLED IN THE PLAN, POLICY, OR  
19 CONTRACT AT THE TIME THE PRESCRIPTION CONTRACEPTIVE WAS FIRST  
20 DISPENSED.

21 (II) AS USED IN THIS PARAGRAPH (b.5):

22 (A) "DISPENSING ENTITY" MEANS A PRESCRIPTION DRUG OUTLET,  
23 PHARMACY, OR OTHER FACILITY REGISTERED BY THE STATE BOARD OF

1 PHARMACY UNDER PART 1 OF ARTICLE 42.5 OF TITLE 12, C.R.S.

2 (B) "PRESCRIPTION CONTRACEPTIVE" MEANS A MEDICALLY  
3 ACCEPTABLE DRUG OR DEVICE THAT IS USED TO PREVENT PREGNANCY AND  
4 THAT REQUIRES A PRESCRIPTION.

5 **SECTION 2. Act subject to petition - effective date -**  
6 **applicability.** (1) This act takes effect January 1, 2018; except that, if a  
7 referendum petition is filed pursuant to section 1 (3) of article V of the  
8 state constitution against this act or an item, section, or part of this act  
9 within the ninety-day period after final adjournment of the general  
10 assembly, then the act, item, section, or part will not take effect unless  
11 approved by the people at the general election to be held in November  
12 2016 and, in such case, will take effect on January 1, 2018, or on the date  
13 of the official declaration of the vote thereon by the governor, whichever  
14 is later.  
15 (2) This act applies to health benefit plans issued, amended, or  
16 renewed on or after the applicable effective date of this act.