

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 235

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO HEALTH INSURANCE; AMENDING CHAPTER 18, TITLE 41, IDAHO CODE,  
2 BY THE ADDITION OF A NEW SECTION 41-1852, IDAHO CODE, TO ESTABLISH RE-  
3 QUIREMENTS FOR HEALTH INSURANCE POLICIES COVERING CERTAIN TYPES OF  
4 CHEMOTHERAPY.  
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Chapter 18, Title 41, Idaho Code, be, and the same is  
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
9 ignated as Section 41-1852, Idaho Code, and to read as follows:

10 41-1852. CANCER TREATMENT PARITY. (1) Except as provided in subsec-  
11 tion (2) of this section, any health insurance policy that covers prescribed  
12 oral chemotherapy and intravenously administered chemotherapy shall ensure  
13 that the cost sharing applied to the covered oral chemotherapy is no more re-  
14 strictive than the cost sharing applied to the covered intravenously admin-  
15 istered chemotherapy.

16 (2) A health insurance policy may apply more restrictive cost sharing  
17 to oral chemotherapy only if such cost sharing does not exceed one hundred  
18 fifty dollars (\$150) per prescription.

19 (3) A health insurance carrier shall not increase the cost sharing for  
20 intravenously administered chemotherapy for the purpose of achieving com-  
21 pliance with this section.

22 (4) As used in this section:

23 (a) "Cost sharing" means the maximum out-of-pocket costs for the in-  
24 sured as defined by a health insurance policy.

25 (b) "Intravenously administered chemotherapy" means a physician-pre-  
26 scribed cancer treatment that is used to kill or slow the growth of can-  
27 cer cells and that is administered through injection directly into the  
28 patient's circulatory system by an authorized health care professional  
29 in a hospital, medical office or other clinical setting.

30 (c) "Oral chemotherapy" means a physician-prescribed cancer treatment  
31 approved by the federal food and drug administration that is used to  
32 kill or slow the growth of cancer cells and that is taken orally in the  
33 form of a tablet or capsule, which may be administered in a hospital,  
34 medical office or other clinical setting or may be delivered to the pa-  
35 tient for self-administration under the direction or supervision of a  
36 physician outside of a hospital, medical office or other clinical set-  
37 ting.

38 (5) This section applies to health insurance policies renewed or en-  
39 tered into on or after July 1, 2015.