

BILL SUMMARY
1st Session of the 59th Legislature

Bill No.:	HB1736
Version:	FA1
Request Number:	7748
Author:	Townley
Date:	3/06/2023
Impact:	\$0

Research Analysis

The floor amendment for HB 1736 removes the 24 hour period of time for an expedited determination of exception, and replaces it with one business day.

HB 1736, as amended, requires health benefit plans to implement a clear and transparent process for a participant or beneficiary with CRF-COPD to request an exception to step therapy protocol and cover the requested treatment. An exemption may be required when:

- Other treatments required under protocol are ineffective;
- Delaying effective treatment would cause severe consequences;
- Other treatments are likely to cause harm;
- Other treatments will prevent a participant from maintaining necessary functional abilities; or
- The patient's disease is life threatening.

The health benefit plan will publish requirements and information for requesting an exception to a treatment step therapy protocol to its website. The insurer must respond to exception requests within 72 hours, and all expedited determinations of exception within one business day.

Prepared By: Matthew Brenchley

Fiscal Analysis

HB1736, in its current form, requires health benefit plans to implement a new process related to step therapy protocol for chronic respiratory failure consequent to chronic obstructive pulmonary disease. HB1736 is not expected to impact insurance premium rates for HealthChoice plans, and is not expected to impact state revenues or state appropriations. The floor amendment does not change the fiscal impact of this bill.

Prepared By: Zachary Penrod, House Fiscal Staff

Other Considerations

None.

