

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Jaquez Lewis

1 Amend printed bill, page 23, after line 20 insert:

2 "(4) NOTWITHSTANDING ANY PROVISION OF LAW TO THE
3 CONTRARY:

4 (a) AN INDIVIDUAL MAY REQUEST AN EXPEDITED REVIEW, AS
5 DESCRIBED IN SECTION 10-16-113.5, OF ACCESS TO A PRESCRIPTION DRUG
6 THAT IS UNAVAILABLE TO THE INDIVIDUAL BECAUSE A MANUFACTURER
7 REFUSES TO MAKE THE DRUG AVAILABLE AS A RESULT OF AN UPPER
8 PAYMENT LIMIT ESTABLISHED FOR THE PRESCRIPTION DRUG BY THE
9 BOARD; AND

10 (b) A CARRIER MAY DISREGARD THE UPPER PAYMENT LIMIT IF THE
11 INDEPENDENT EXTERNAL REVIEW ENTITY THAT PERFORMS THE EXPEDITED
12 REVIEW DETERMINES PURSUANT TO SUCH REVIEW THAT THE PRESCRIPTION
13 DRUG SHOULD BE COVERED FOR AND AVAILABLE TO THAT INDIVIDUAL."

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