

## SENATE BILL No. 182

By Committee on Financial Institutions and Insurance

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AN ACT enacting the uniform prescription drug information card act.

*Be it enacted by the Legislature of the State of Kansas:*

Section 1. This act shall be known and may be cited as the uniform prescription drug information card act.

Sec. 2. It is the intent and purpose of the legislature to lessen patient's waiting times, decrease administrative burdens for pharmacies and improve care to patients by minimizing confusion, eliminating unnecessary paperwork and streamlining the dispensing of prescription products paid for by third-party payors. This act shall be broadly applied and construed to effectuate this purpose.

Sec. 3. As used in this act:

(a) "Commissioner" means the Kansas commissioner of insurance;

(b) "department" means the Kansas department of insurance; and

(c) "health benefit plan" shall have the meaning ascribed to such term by subsection (1) of K.S.A. 40-2209d, and amendments thereto.

Sec. 4. (a) A health benefit plan that provides coverage for prescription drugs or devices and issues a card for claims processing and an administrator of any such plan, including, but not limited to, pharmacy benefits managers, third-party administrators for self-insured plans and state-administered plans, shall issue to each insured a card containing uniform prescription drug information. The uniform prescription drug information card shall specifically identify and display the following mandatory data elements:

(1) Bank identification number (BIN);

(2) processor control number or group number or both, if required for claims adjudication;

(3) card issuer identifier;

(4) prescription claims processor, if different from card issuer;

(5) cardholder identification number;

(6) cardholder name;

(7) claims submission names and addresses; and

(8) help desk telephone numbers.

(b) A uniform prescription drug information card shall be issued by a health benefit plan to each participant in the plan upon enrollment and

1 reissued upon any change in the insured's coverage that affects one or  
2 more mandatory data elements contained on the card.

3 (c) Notwithstanding the foregoing provision, any health benefit plan  
4 or other person required by this section to issue a uniform prescription  
5 drug information card may provide, in lieu of such card, to participants  
6 in the health benefit plan other technology which contains all of the in-  
7 formation required by this section.

8 Sec. 5. The uniform prescription drug information card may be used  
9 for any and all health insurance coverage. Nothing in this act shall be  
10 construed as requiring any person issuing a card for processing of claims  
11 under a health benefit plan to issue a separate card for prescription drug  
12 coverage, as long as the card is able to accommodate the information  
13 necessary to process a prescription drug claim, as required by section 4,  
14 and amendments thereto.

15 Sec. 6. (a) This act shall apply to any health benefit plan that is  
16 amended, delivered, issued or renewed on or after the effective date of  
17 this act.

18 (b) The commissioner may adopt rules and regulations that are nec-  
19 essary to implement the provisions of this act.

20 Sec. 7. This act shall be administered and enforced by the commis-  
21 sioner in the same manner as is provided for administering and enforcing  
22 the statutes regarding insurers' unfair methods of competition and unfair  
23 or deceptive acts or practices, as provided by K.S.A. 40-2405, 40-2406,  
24 40-2407, 40-2408 and 40-2411, and amendments thereto, and the com-  
25 missioner shall have and may exercise the powers granted by K.S.A. 40-  
26 2405, 40-2406, 40-2407, 40-2408 and 40-2411, and amendments thereto,  
27 in administering and enforcing the provisions of this act.

28 Sec. 8. This act shall take effect and be in force from and after its  
29 publication in the statute book.

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