

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2677 Session of  
2020

INTRODUCED BY BOBACK, DONATUCCI, ULLMAN, SCHLOSSBERG, MURT,  
PASHINSKI, WARNER, YOUNGBLOOD, MILLARD, FREEMAN, DeLUCA,  
HELM, HILL-EVANS, KEEFER, HOWARD, ROEBUCK AND LEE,  
JULY 8, 2020

REFERRED TO COMMITTEE ON INSURANCE, JULY 8, 2020

AN ACT

1 Amending the act of May 17, 1921 (P.L.682, No.284), entitled "An  
2 act relating to insurance; amending, revising, and  
3 consolidating the law providing for the incorporation of  
4 insurance companies, and the regulation, supervision, and  
5 protection of home and foreign insurance companies, Lloyds  
6 associations, reciprocal and inter-insurance exchanges, and  
7 fire insurance rating bureaus, and the regulation and  
8 supervision of insurance carried by such companies,  
9 associations, and exchanges, including insurance carried by  
10 the State Workmen's Insurance Fund; providing penalties; and  
11 repealing existing laws," in casualty insurance, providing  
12 for coverage for epinephrine auto-injectors.

13 The General Assembly of the Commonwealth of Pennsylvania  
14 hereby enacts as follows:

15 Section 1. The act of May 17, 1921 (P.L.682, No.284), known  
16 as The Insurance Company Law of 1921, is amended by adding a  
17 section to read:

18 Section 635.8. Coverage for Epinephrine Auto-Injectors.--(a)  
19 A health insurance policy providing prescription coverage of  
20 epinephrine auto-injectors may not impose on a covered  
21 individual a copayment, coinsurance or deductible of more than  
22 one hundred dollars (\$100) for epinephrine auto-injectors needed

1 to fill the covered individual's prescription. The following  
2 shall apply:

3 (1) Each prescription shall be for four epinephrine auto-  
4 injectors.

5 (2) If a covered individual uses an epinephrine auto-  
6 injector that is the subject of the covered individual's  
7 prescription, a replacement epinephrine auto-injector shall be  
8 issued to the covered individual at no additional cost.

9 (b) Nothing in this section shall prevent a health insurance  
10 policy from offering a lesser price for the four epinephrine  
11 auto-injectors than the price provided under subsection (a).

12 (c) The Insurance Department may promulgate regulations as  
13 necessary to implement and enforce the maximum price and  
14 replacement procedures specified under this section.

15 (d) This section shall not apply to the following types of  
16 policies:

17 (1) Accident only.

18 (2) Fixed indemnity.

19 (3) Limited benefit.

20 (4) Credit.

21 (5) Dental.

22 (6) Vision.

23 (7) Specified disease.

24 (8) Medicare supplement.

25 (9) CHAMPUS (Civilian Health and Medical Program for the  
26 Uniform Services) supplement.

27 (10) Long-term care or disability income.

28 (11) Workers' compensation.

29 (12) Automobile medical payment.

30 Section 2. This act shall take effect in 60 days.