
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1201 Session of
2022

INTRODUCED BY PITTMAN, KANE, LAUGHLIN, SANTARSIERO, SCAVELLO,
COSTA, J. WARD, ROBINSON, MARTIN, MASTRIANO, ARGALL AND
PHILLIPS-HILL, APRIL 21, 2022

REFERRED TO BANKING AND INSURANCE, APRIL 21, 2022

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 refill of prescription eye drops.

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 Refill of Prescription Eye
19 Drops.--(a) A health insurance policy offered, issued or
20 renewed in this Commonwealth shall provide coverage for a
21 prescription eye drops refill if the refill:

22 (1) Complies with one of the following:

1 (i) For a thirty-day supply, between twenty-one and thirty
2 days of the later of:

3 (A) the original date the prescription was distributed to
4 the insured; or

5 (B) the date the most recent refill was distributed to the
6 insured.

7 (ii) For a sixty-day supply, between forty-two and sixty
8 days from the later of:

9 (A) the original date the prescription was distributed to
10 the insured; or

11 (B) the date the most recent refill was distributed to the
12 insured.

13 (iii) For a ninety-day supply, between sixty-three and
14 ninety days from the later of:

15 (A) the original date the prescription was distributed to
16 the insured; or

17 (B) the date the most recent refill was distributed to the
18 insured.

19 (2) Is prescribed by a practitioner and is a covered benefit
20 under the health insurance policy of the insured.

21 (3) Regardless of timing, does not exceed the total number
22 of refills indicated on the original prescription.

23 (b) As used in this section, the term "health insurance
24 policy" means an individual or group insurance policy,
25 subscriber contract, certificate or plan issued by a health
26 insurer that provides medical or health care coverage, including
27 emergency services. The term does not include:

28 (1) An accident only policy.

29 (2) A credit only policy.

30 (3) A long-term care or disability income policy.

- 1 (4) A specified disease policy.
- 2 (5) A medicare supplement policy.
- 3 (6) A TRICARE policy, including a Civilian Health and
4 Medical Program of the Uniformed Services (CHAMPUS) supplement
5 policy.
- 6 (7) A fixed indemnity policy.
- 7 (8) A dental only policy.
- 8 (9) A vision only policy.
- 9 (10) A workers' compensation policy.
- 10 (11) An automobile medical payment policy.
- 11 (12) A homeowners' insurance policy.
- 12 (13) A short-term limited duration policy.
- 13 (14) Any other similar policy providing for limited
14 benefits.

15 Section 2. The addition of section 635.8 of the act shall
16 apply to a health insurance policy offered, issued or renewed on
17 or after the effective date of this section.

18 Section 3. This act shall take effect in 160 days.