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Date: (Filing No. S-)

HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE
SENATE
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 260, L.D. 673, “An Act To Create the Insulin Safety Net Program”

Amend the bill by striking out the title and substituting the following:

'Resolve, To Evaluate Barriers to Obtaining Insulin and Determine Whether Existing Programs and Resources Adequately Address the Needs of Individuals with Diabetes in the State'

Amend the bill by striking out everything after the title and inserting the following:

'Sec. 1. Evaluation. Resolved: That the Department of Professional and Financial Regulation, Maine Board of Pharmacy, referred to in this resolve as "the board," shall evaluate the extent to which insulin-dependent individuals are experiencing barriers to obtaining insulin and determine whether existing programs and resources adequately address the needs of individuals with diabetes in the State.

Sec. 2. Information required. Resolved: That, in its evaluation under section 1, the board shall evaluate available information obtained from the Department of Health and Human Services, the Maine Health Data Organization, health insurance carriers, pharmacy benefits managers, federally qualified health centers, clinics or similar entities providing health care services to low-income populations, diabetes advocacy organizations and insulin manufacturers to determine:

1. The number of individuals with diabetes in the State;
2. The number of insulin-dependent individuals in the State;
3. The number of insulin-dependent individuals with health insurance and a summary of health plans' coverage of insulin and average out-of-pocket costs for insulin;
4. The number of insulin-dependent individuals covered by the MaineCare program;
5. The number of insulin-dependent individuals who are patients of covered entities for the purposes of the federal drug pricing program under the federal Public Health Service Act, Section 340B; and

COMMITTEE AMENDMENT

1 6. The number of insulin-dependent individuals who are uninsured in the State and, to
 2 the extent possible, how many uninsured individuals may be eligible for existing programs
 3 including pursuant to eligibility requirements for a health insurance marketplace plan or
 4 the MaineCare program.

5 **Sec. 3. Financial assistance programs for insulin-dependent individuals.**
 6 **Resolved:** That the board shall assess the financial assistance programs established by 3rd
 7 parties with respect to individuals in need of financial assistance for insulin, including:

- 8 1. The number of individuals served by each program;
 9 2. Eligibility requirements for each program; and
 10 3. Average out-of-pocket costs for patients who receive assistance from these
 11 programs.

12 **Sec. 4. Report. Resolved:** That, by March 1, 2022, the board shall provide a report
 13 to the Joint Standing Committee on Health Coverage, Insurance and Financial Services of
 14 the evaluation under section 2 and the assessment under section 3. The Joint Standing
 15 Committee on Health Coverage, Insurance and Financial Services may introduce
 16 legislation on the basis of the report during the Second Regular Session of the 130th
 17 Legislature.

18 **Sec. 5. Appropriations and allocations. Resolved:** That the following
 19 appropriations and allocations are made.

20 **PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF**
 21 **Administrative Services - Professional and Financial Regulation 0094**

22 Initiative: Allocates one-time funds for technology-related costs associated with
 23 contracting for consultants to manage the study and facilitate the collection and evaluation
 24 of data and preparation of a written report.

25 OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
26 All Other	\$2,474	\$0
27		
28 OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,474	\$0

29 **Licensing and Enforcement 0352**

30 Initiative: Allocates one-time funds for the costs associated with contracting for 2
 31 consultants experienced in health care data research and analysis to manage the study and
 32 facilitate the collection and evaluation of data and preparation of a written report.

33 OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
34 All Other	\$217,669	\$0
35		
36 OTHER SPECIAL REVENUE FUNDS TOTAL	\$217,669	\$0

37
 38 **PROFESSIONAL AND FINANCIAL**
 39 **REGULATION, DEPARTMENT OF**
 40 **DEPARTMENT TOTALS**

2021-22 2022-23

1	OTHER SPECIAL REVENUE FUNDS	\$220,143	\$0
2			
3	DEPARTMENT TOTAL - ALL FUNDS	\$220,143	\$0

4

5 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
6 number to read consecutively.

7

SUMMARY

8 This amendment, which is the minority report of the committee, replaces the bill with
9 a resolve.

10 The amendment directs the Department of Professional and Financial Regulation,
11 Maine Board of Pharmacy to evaluate the extent to which insulin-dependent individuals
12 are experiencing barriers to obtaining insulin and whether existing programs and resources
13 adequately address the needs of individuals with diabetes in the State. The board is required
14 to submit a report no later than March 1, 2022 to the Joint Standing Committee on Health
15 Coverage, Insurance and Financial Services, which is authorized to introduce legislation
16 during the Second Regular Session of the 130th Legislature. The amendment also adds an
17 appropriations and allocations section.

18

FISCAL NOTE REQUIRED

19

(See attached)