

As Introduced

136th General Assembly

Regular Session

H. B. No. 699

2025-2026

Representatives Abdullahi, Lett

Cosponsors: Representatives Piccolantonio, Rader, McNally, Brennan, Brent, Sims

To enact section 3902.65 of the Revised Code to
require prescription drug coverage by health
plan issuers.

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BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 3902.65 of the Revised Code be
enacted to read as follows:

Sec. 3902.65. (A) Notwithstanding section 3901.71 of the
Revised Code, a health benefit plan delivered, issued for
delivery, modified, or renewed on or after January 1, 2027, that
covers prescription drugs shall cover any drug product
prescribed to treat a covered person for a disease, disorder, or
condition if all the following are met:

(1) The drug has been approved by the United States food
and drug administration for the covered person's disease,
disorder, or condition.

(2) The drug is recognized by either of the following for
treatment of the covered person's disease, disorder, or
condition:

(a) A prescription drug reference compendium approved by

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<u>the superintendent of insurance for the purposes of this section;</u>	19 20
<u>(b) Substantially accepted peer-reviewed medical literature.</u>	21 22
<u>(3) Coverage for the disease, disorder, or condition is not expressly excluded under the plan.</u>	23 24
<u>(B) The coverage required by division (A) of this section shall include all medically necessary services associated with the administration of the prescription drug.</u>	25 26 27
<u>(C) A health plan issuer shall not, based on a "medical necessity" requirement, deny coverage of a prescription drug unless the reason for the denial is unrelated to the legal status of the drug use.</u>	28 29 30 31
<u>(D) This section does not require a health benefit plan to cover either of the following:</u>	32 33
<u>(1) Experimental drugs that are not otherwise approved for treating the covered person's disease, disorder, or condition by the United States food and drug administration;</u>	34 35 36
<u>(2) A drug that the United States food and drug administration has determined to be contraindicated for treatment of the covered person's disease, disorder, or condition.</u>	37 38 39 40