

REFERENCE TITLE: health insurance; vaccines

State of Arizona
House of Representatives
Fiftieth Legislature
First Regular Session
2011

HB 2686

Introduced by
Representatives Jones, Heinz, Hobbs, McCune Davis, Meyer: Brophy McGee,
Senator Shooter

AN ACT

AMENDING TITLE 20, CHAPTER 4, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-848; AMENDING TITLE 20, CHAPTER 4, ARTICLE 9, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-1057.13; AMENDING TITLE 20, CHAPTER 6, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-1342.07; AMENDING TITLE 20, CHAPTER 6, ARTICLE 5, ARIZONA REVISED STATUTES, BY ADDING SECTIONS 20-1402.05 AND 20-1404.05; AMENDING TITLE 20, CHAPTER 13, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-2333; RELATING TO HEALTH INSURANCE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 20, chapter 4, article 3, Arizona Revised Statutes,
3 is amended by adding section 20-848, to read:

4 20-848. Vaccines; contracts; reimbursement; coverage;
5 definition

6 A. A CONTRACT THAT IS ENTERED INTO OR RENEWED ON OR AFTER JANUARY 1,
7 2012, BETWEEN AN ORGANIZATION LICENSED PURSUANT TO THIS ARTICLE AND A HEALTH
8 CARE PROVIDER:

9 1. SHALL NOT INCLUDE ANY PROVISION THAT REQUIRES THE HEALTH CARE
10 PROVIDER TO ASSUME FINANCIAL RISK FOR THE ACQUISITION COSTS OF VACCINES
11 RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE CONTROL AND PREVENTION'S
12 ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES FOR CHILDREN AS A CONDITION OF
13 ACCEPTING THE CONTRACT.

14 2. SHALL INCLUDE REIMBURSEMENT TO THE HEALTH CARE PROVIDER FOR THE
15 ACQUISITION COSTS OF CHILD AND ADOLESCENT VACCINES RECOMMENDED BY THE UNITED
16 STATES CENTERS FOR DISEASE CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON
17 IMMUNIZATION PRACTICES ACCORDING TO THE CURRENT OR MOST RECENTLY REPORTED
18 CENTERS FOR DISEASE CONTROL PRIVATE SECTOR COST PLUS A MINIMUM OF TWENTY-ONE
19 PER CENT FOR SHIPPING, HANDLING AND STORAGE COSTS.

20 3. SHALL INCLUDE REIMBURSEMENT TO THE HEALTH CARE PROVIDER FOR THE
21 TOTAL COST OF ADMINISTERING THE VACCINE, INCLUDING THE COST OF SUPPLIES, DATA
22 ENTRY, VACCINE COUNSELING, INVENTORY MANAGEMENT AND ROUTINE NURSING
23 ACTIVITIES BASED ON THE CURRENT YEAR'S MEDICARE RATES AS PUBLISHED BY THE
24 CENTERS FOR MEDICARE AND MEDICAID SERVICES.

25 B. A CONTRACT THAT PROVIDES COVERAGE FOR CHILDHOOD AND ADOLESCENT
26 VACCINES:

27 1. SHALL UPDATE ENROLLEE BENEFITS TO REFLECT ANY CHANGES IN CHILD AND
28 ADOLESCENT VACCINES RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE
29 CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES WITHIN
30 THIRTY DAYS AFTER PUBLICATION.

31 2. SHALL UPDATE REIMBURSEMENT AMOUNTS TO REFLECT ANY CHANGES IN CHILD
32 AND ADOLESCENT VACCINE PRICING INCREASES WITHIN FORTY-FIVE DAYS.

33 3. SHALL NOT IMPOSE ANY DEDUCTIBLE, COPAYMENT OR OTHER COST SHARING IN
34 RELATION TO CHILD AND ADOLESCENT VACCINES RECOMMENDED BY THE UNITED STATES
35 CENTERS FOR DISEASE CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON
36 IMMUNIZATION PRACTICES.

37 4. SHALL NOT PLACE A DOLLAR LIMIT ON CHILDHOOD AND ADOLESCENT
38 IMMUNIZATION COVERAGE.

39 C. AN ORGANIZATION LICENSED PURSUANT TO THIS ARTICLE SHALL REIMBURSE A
40 HEALTH CARE PROVIDER WITHIN FORTY-FIVE DAYS AFTER RECEIVING DOCUMENTATION
41 FROM THE HEALTH CARE PROVIDER DEMONSTRATING THAT THE IMMUNIZATIONS WERE
42 PERFORMED.

43 D. THIS SECTION DOES NOT APPLY TO LIMITED BENEFIT COVERAGE AS DEFINED
44 IN SECTION 20-1137.

45 E. FOR THE PURPOSES OF THIS SECTION, "PRIVATE SECTOR COST" MEANS THE
46 PRIVATE SECTOR COST PER DOSE LISTED ON THE CENTERS FOR DISEASE CONTROL

1 VACCINE PRICE LIST AS PUBLISHED ONLINE BY THE UNITED STATES CENTERS FOR
2 DISEASE CONTROL AND PREVENTION.

3 Sec. 2. Title 20, chapter 4, article 9, Arizona Revised Statutes, is
4 amended by adding section 20-1057.13, to read:

5 20-1057.13. Vaccines; contracts; reimbursement; coverage;
6 definition

7 A. A CONTRACT THAT IS ENTERED INTO OR RENEWED ON OR AFTER JANUARY 1,
8 2012, BETWEEN A HEALTH CARE SERVICES ORGANIZATION AND A HEALTH CARE PROVIDER:

9 1. SHALL NOT INCLUDE ANY PROVISION THAT REQUIRES THE HEALTH CARE
10 PROVIDER TO ASSUME FINANCIAL RISK FOR THE ACQUISITION COSTS OF VACCINES
11 RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE CONTROL AND PREVENTION'S
12 ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES FOR CHILDREN AS A CONDITION OF
13 ACCEPTING THE CONTRACT.

14 2. SHALL INCLUDE REIMBURSEMENT TO THE HEALTH CARE PROVIDER FOR THE
15 ACQUISITION COSTS OF CHILD AND ADOLESCENT VACCINES RECOMMENDED BY THE UNITED
16 STATES CENTERS FOR DISEASE CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON
17 IMMUNIZATION PRACTICES ACCORDING TO THE CURRENT OR MOST RECENTLY REPORTED
18 CENTERS FOR DISEASE CONTROL PRIVATE SECTOR COST PLUS A MINIMUM OF TWENTY-ONE
19 PER CENT FOR SHIPPING, HANDLING AND STORAGE COSTS.

20 3. SHALL INCLUDE REIMBURSEMENT TO THE HEALTH CARE PROVIDER FOR THE
21 TOTAL COST OF ADMINISTERING THE VACCINE, INCLUDING THE COST OF SUPPLIES, DATA
22 ENTRY, VACCINE COUNSELING, INVENTORY MANAGEMENT AND ROUTINE NURSING
23 ACTIVITIES BASED ON THE CURRENT YEAR'S MEDICARE RATES AS PUBLISHED BY THE
24 CENTERS FOR MEDICARE AND MEDICAID SERVICES.

25 B. AN EVIDENCE OF COVERAGE THAT PROVIDES COVERAGE FOR CHILDHOOD AND
26 ADOLESCENT VACCINES:

27 1. SHALL UPDATE ENROLLEE BENEFITS TO REFLECT ANY CHANGES IN CHILD AND
28 ADOLESCENT VACCINES RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE
29 CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES WITHIN
30 THIRTY DAYS AFTER PUBLICATION.

31 2. SHALL UPDATE REIMBURSEMENT AMOUNTS TO REFLECT ANY CHANGES IN CHILD
32 AND ADOLESCENT VACCINE PRICING INCREASES WITHIN FORTY-FIVE DAYS.

33 3. SHALL NOT IMPOSE ANY DEDUCTIBLE, COPAYMENT OR OTHER COST SHARING IN
34 RELATION TO CHILD AND ADOLESCENT VACCINES RECOMMENDED BY THE UNITED STATES
35 CENTERS FOR DISEASE CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON
36 IMMUNIZATION PRACTICES.

37 4. SHALL NOT PLACE A DOLLAR LIMIT ON CHILDHOOD AND ADOLESCENT
38 IMMUNIZATION COVERAGE.

39 C. A HEALTH CARE SERVICES ORGANIZATION SHALL REIMBURSE A HEALTH CARE
40 PROVIDER WITHIN FORTY-FIVE DAYS AFTER RECEIVING DOCUMENTATION FROM THE HEALTH
41 CARE PROVIDER DEMONSTRATING THAT THE IMMUNIZATIONS WERE PERFORMED.

42 D. THIS SECTION DOES NOT APPLY TO LIMITED BENEFIT COVERAGE AS DEFINED
43 IN SECTION 20-1137.

44 E. FOR THE PURPOSES OF THIS SECTION, "PRIVATE SECTOR COST" MEANS THE
45 PRIVATE SECTOR COST PER DOSE LISTED ON THE CENTERS FOR DISEASE CONTROL

1 VACCINE PRICE LIST AS PUBLISHED ONLINE BY THE UNITED STATES CENTERS FOR
2 DISEASE CONTROL AND PREVENTION.

3 Sec. 3. Title 20, chapter 6, article 4, Arizona Revised Statutes, is
4 amended by adding section 20-1342.07, to read:

5 20-1342.07. Vaccines; contracts; reimbursement; coverage;
6 definition

7 A. A CONTRACT THAT IS ENTERED INTO OR RENEWED ON OR AFTER JANUARY 1,
8 2012, BETWEEN A DISABILITY INSURER AND A HEALTH CARE PROVIDER:

9 1. SHALL NOT INCLUDE ANY PROVISION THAT REQUIRES THE HEALTH CARE
10 PROVIDER TO ASSUME FINANCIAL RISK FOR THE ACQUISITION COSTS OF VACCINES
11 RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE CONTROL AND PREVENTION'S
12 ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES FOR CHILDREN AS A CONDITION OF
13 ACCEPTING THE CONTRACT.

14 2. SHALL INCLUDE REIMBURSEMENT TO THE HEALTH CARE PROVIDER FOR THE
15 ACQUISITION COSTS OF CHILD AND ADOLESCENT VACCINES RECOMMENDED BY THE UNITED
16 STATES CENTERS FOR DISEASE CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON
17 IMMUNIZATION PRACTICES ACCORDING TO THE CURRENT OR MOST RECENTLY REPORTED
18 CENTERS FOR DISEASE CONTROL PRIVATE SECTOR COST PLUS A MINIMUM OF TWENTY-ONE
19 PER CENT FOR SHIPPING, HANDLING AND STORAGE COSTS.

20 3. SHALL INCLUDE REIMBURSEMENT TO THE HEALTH CARE PROVIDER FOR THE
21 TOTAL COST OF ADMINISTERING THE VACCINE, INCLUDING THE COST OF SUPPLIES, DATA
22 ENTRY, VACCINE COUNSELING, INVENTORY MANAGEMENT AND ROUTINE NURSING
23 ACTIVITIES BASED ON THE CURRENT YEAR'S MEDICARE RATES AS PUBLISHED BY THE
24 CENTERS FOR MEDICARE AND MEDICAID SERVICES.

25 B. A DISABILITY INSURANCE POLICY THAT PROVIDES COVERAGE FOR CHILDHOOD
26 AND ADOLESCENT VACCINES:

27 1. SHALL UPDATE ENROLLEE BENEFITS TO REFLECT ANY CHANGES IN CHILD AND
28 ADOLESCENT VACCINES RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE
29 CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES WITHIN
30 THIRTY DAYS AFTER PUBLICATION.

31 2. SHALL UPDATE REIMBURSEMENT AMOUNTS TO REFLECT ANY CHANGES IN CHILD
32 AND ADOLESCENT VACCINE PRICING INCREASES WITHIN FORTY-FIVE DAYS.

33 3. SHALL NOT IMPOSE ANY DEDUCTIBLE, COPAYMENT OR OTHER COST SHARING IN
34 RELATION TO CHILD AND ADOLESCENT VACCINES RECOMMENDED BY THE UNITED STATES
35 CENTERS FOR DISEASE CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON
36 IMMUNIZATION PRACTICES.

37 4. SHALL NOT PLACE A DOLLAR LIMIT ON CHILDHOOD AND ADOLESCENT
38 IMMUNIZATION COVERAGE.

39 C. A DISABILITY INSURER SHALL REIMBURSE A HEALTH CARE PROVIDER WITHIN
40 FORTY-FIVE DAYS AFTER RECEIVING DOCUMENTATION FROM THE HEALTH CARE PROVIDER
41 DEMONSTRATING THAT THE IMMUNIZATIONS WERE PERFORMED.

42 D. THIS SECTION DOES NOT APPLY TO LIMITED BENEFIT COVERAGE AS DEFINED
43 IN SECTION 20-1137.

44 E. FOR THE PURPOSES OF THIS SECTION, "PRIVATE SECTOR COST" MEANS THE
45 PRIVATE SECTOR COST PER DOSE LISTED ON THE CENTERS FOR DISEASE CONTROL

1 VACCINE PRICE LIST AS PUBLISHED ONLINE BY THE UNITED STATES CENTERS FOR
2 DISEASE CONTROL AND PREVENTION.

3 Sec. 4. Title 20, chapter 6, article 5, Arizona Revised Statutes, is
4 amended by adding sections 20-1402.05 and 20-1404.05, to read:

5 20-1402.05. Vaccines; contracts; reimbursement; coverage;
6 definition

7 A. A CONTRACT THAT IS ENTERED INTO OR RENEWED ON OR AFTER JANUARY 1,
8 2012, BETWEEN A GROUP DISABILITY INSURER AND A HEALTH CARE PROVIDER:

9 1. SHALL NOT INCLUDE ANY PROVISION THAT REQUIRES THE HEALTH CARE
10 PROVIDER TO ASSUME FINANCIAL RISK FOR THE ACQUISITION COSTS OF VACCINES
11 RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE CONTROL AND PREVENTION'S
12 ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES FOR CHILDREN AS A CONDITION OF
13 ACCEPTING THE CONTRACT.

14 2. SHALL INCLUDE REIMBURSEMENT TO THE HEALTH CARE PROVIDER FOR THE
15 ACQUISITION COSTS OF CHILD AND ADOLESCENT VACCINES RECOMMENDED BY THE UNITED
16 STATES CENTERS FOR DISEASE CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON
17 IMMUNIZATION PRACTICES ACCORDING TO THE CURRENT OR MOST RECENTLY REPORTED
18 CENTERS FOR DISEASE CONTROL PRIVATE SECTOR COST PLUS A MINIMUM OF TWENTY-ONE
19 PER CENT FOR SHIPPING, HANDLING AND STORAGE COSTS.

20 3. SHALL INCLUDE REIMBURSEMENT TO THE HEALTH CARE PROVIDER FOR THE
21 TOTAL COST OF ADMINISTERING THE VACCINE, INCLUDING COST THE OF SUPPLIES, DATA
22 ENTRY, VACCINE COUNSELING, INVENTORY MANAGEMENT AND ROUTINE NURSING
23 ACTIVITIES BASED ON THE CURRENT YEAR'S MEDICARE RATES AS PUBLISHED BY THE
24 CENTERS FOR MEDICARE AND MEDICAID SERVICES.

25 B. A GROUP DISABILITY POLICY THAT PROVIDES COVERAGE FOR CHILDHOOD AND
26 ADOLESCENT VACCINES:

27 1. SHALL UPDATE ENROLLEE BENEFITS TO REFLECT ANY CHANGES IN CHILD AND
28 ADOLESCENT VACCINES RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE
29 CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES WITHIN
30 THIRTY DAYS AFTER PUBLICATION.

31 2. SHALL UPDATE REIMBURSEMENT AMOUNTS TO REFLECT ANY CHANGES IN CHILD
32 AND ADOLESCENT VACCINE PRICING INCREASES WITHIN FORTY-FIVE DAYS.

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34 RELATION TO CHILD AND ADOLESCENT VACCINES RECOMMENDED BY THE UNITED STATES
35 CENTERS FOR DISEASE CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON
36 IMMUNIZATION PRACTICES.

37 4. SHALL NOT PLACE A DOLLAR LIMIT ON CHILDHOOD AND ADOLESCENT
38 IMMUNIZATION COVERAGE.

39 C. A GROUP DISABILITY INSURER SHALL REIMBURSE A HEALTH CARE PROVIDER
40 WITHIN FORTY-FIVE DAYS AFTER RECEIVING DOCUMENTATION FROM THE HEALTH CARE
41 PROVIDER DEMONSTRATING THAT THE IMMUNIZATIONS WERE PERFORMED.

42 D. THIS SECTION DOES NOT APPLY TO LIMITED BENEFIT COVERAGE AS DEFINED
43 IN SECTION 20-1137.

44 E. FOR THE PURPOSES OF THIS SECTION, "PRIVATE SECTOR COST" MEANS THE
45 PRIVATE SECTOR COST PER DOSE LISTED ON THE CENTERS FOR DISEASE CONTROL

1 VACCINE PRICE LIST AS PUBLISHED ONLINE BY THE UNITED STATES CENTERS FOR
2 DISEASE CONTROL AND PREVENTION.

3 20-1404.05. Vaccines: contracts: reimbursement: coverage:
4 definition

5 A. A CONTRACT THAT IS ENTERED INTO OR RENEWED ON OR AFTER JANUARY 1,
6 2012, BETWEEN A BLANKET DISABILITY INSURER AND A HEALTH CARE PROVIDER:

7 1. SHALL NOT INCLUDE ANY PROVISION THAT REQUIRES THE HEALTH CARE
8 PROVIDER TO ASSUME FINANCIAL RISK FOR THE ACQUISITION COSTS OF VACCINES
9 RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE CONTROL AND PREVENTION'S
10 ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES FOR CHILDREN AS A CONDITION OF
11 ACCEPTING THE CONTRACT.

12 2. SHALL INCLUDE REIMBURSEMENT TO THE HEALTH CARE PROVIDER FOR THE
13 ACQUISITION COSTS OF CHILD AND ADOLESCENT VACCINES RECOMMENDED BY THE UNITED
14 STATES CENTERS FOR DISEASE CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON
15 IMMUNIZATION PRACTICES ACCORDING TO THE CURRENT OR MOST RECENTLY REPORTED
16 CENTERS FOR DISEASE CONTROL PRIVATE SECTOR COST PLUS A MINIMUM OF TWENTY-ONE
17 PER CENT FOR SHIPPING, HANDLING AND STORAGE COSTS.

18 3. SHALL INCLUDE REIMBURSEMENT TO THE HEALTH CARE PROVIDER FOR THE
19 TOTAL COST OF ADMINISTERING THE VACCINE, INCLUDING COST OF SUPPLIES, DATA
20 ENTRY, VACCINE COUNSELING, INVENTORY MANAGEMENT AND ROUTINE NURSING
21 ACTIVITIES BASED ON THE CURRENT YEAR'S MEDICARE RATES AS PUBLISHED BY THE
22 CENTERS FOR MEDICARE AND MEDICAID SERVICES.

23 B. A BLANKET DISABILITY POLICY THAT PROVIDES COVERAGE FOR CHILDHOOD
24 AND ADOLESCENT VACCINES:

25 1. SHALL UPDATE ENROLLEE BENEFITS TO REFLECT ANY CHANGES IN CHILD AND
26 ADOLESCENT VACCINES RECOMMENDED BY THE UNITED STATES CENTERS FOR DISEASE
27 CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES WITHIN
28 THIRTY DAYS AFTER PUBLICATION.

29 2. SHALL UPDATE REIMBURSEMENT AMOUNTS TO REFLECT ANY CHANGES IN CHILD
30 AND ADOLESCENT VACCINE PRICING INCREASES WITHIN FORTY-FIVE DAYS.

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32 RELATION TO CHILD AND ADOLESCENT VACCINES RECOMMENDED BY THE UNITED STATES
33 CENTERS FOR DISEASE CONTROL AND PREVENTION'S ADVISORY COMMITTEE ON
34 IMMUNIZATION PRACTICES.

35 4. SHALL NOT PLACE A DOLLAR LIMIT ON CHILDHOOD AND ADOLESCENT
36 IMMUNIZATION COVERAGE.

37 C. A BLANKET DISABILITY INSURER SHALL REIMBURSE A HEALTH CARE PROVIDER
38 WITHIN FORTY-FIVE DAYS AFTER RECEIVING DOCUMENTATION FROM THE HEALTH CARE
39 PROVIDER DEMONSTRATING THAT THE IMMUNIZATIONS WERE PERFORMED.

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43 PRIVATE SECTOR COST PER DOSE LISTED ON THE CENTERS FOR DISEASE CONTROL
44 VACCINE PRICE LIST AS PUBLISHED ONLINE BY THE UNITED STATES CENTERS FOR
45 DISEASE CONTROL AND PREVENTION.

