
A BILL FOR AN ACT

RELATING TO PRESCRIPTION DRUG.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Article 10A of chapter 431, Hawaii Revised
2 Statutes, is amended by adding a new section to be appropriately
3 designated and to read as follows:

4 "§431:10A- Prescription drug prior authorization. (a)
5 No later than July 1, 2013, the director of human services shall
6 develop a uniform prior authorization form for prescription
7 drugs. The director of human services shall consult with health
8 care insurance providers, prescribers, and The Hawaii
9 Pharmacists Association when developing the uniform prior
10 authorization form, and shall take into consideration existing
11 prior authorization forms established by the federal Centers for
12 Medicare and Medicaid Services and national standards pertaining
13 to electronic prior authorization.

14 (b) The uniform prior authorization form shall meet the
15 following criteria:

16 (1) The form shall not exceed two pages;



1 (2) The form shall be made electronically available by the
2 department, health care insurance providers,
3 prescribers, and dispensers; and

4 (3) The completed form may be electronically submitted
5 from prescribers to health care insurance providers.

6 (c) Notwithstanding any other law to the contrary,
7 commencing January 1, 2014, health care insurance providers that
8 provide prescription drug benefits shall accept only the uniform
9 prior authorization form when requiring authorization for
10 prescription drug benefits.

11 (d) Notwithstanding any other law to the contrary,
12 commencing January 1, 2014, every prescriber shall use the
13 uniform prior authorization form to request prior authorization
14 coverage for prescription drug benefits and every health care
15 insurance provider shall accept the form as sufficient to
16 request prior authorization for prescription drug benefits.

17 (e) If a health care insurance provider fails to utilize
18 or accept the uniform prior authorization form, or fails to
19 respond within two business days upon receipt of a completed
20 uniform prior authorization request from a prescriber, the prior
21 authorization request shall be deemed to have been granted.

22 (f) For the purposes of this section:



1 "Department" means the department of human services.

2 "Dispenser" means a practitioner who dispenses.

3 "Health care insurance provider" means any insurance
4 company, fraternal benefit society, health care service plan,
5 health maintenance organization, or any other entity delivering
6 or issuing accident and health or sickness insurance, as defined
7 in section 431:1-205.

8 "Prescriber" means any physician, dentist, dispenser,
9 hospital, or other person or institution licensed and registered
10 in this State to issue a prescription.

11 (g) The department may adopt rules pursuant to chapter 91
12 to effectuate the purpose of this section."

13 SECTION 2. New statutory material is underscored.

14 SECTION 3. This Act shall take effect on July 1, 2050.



Report Title:

Prior Authorization; Insurance; Prescription Drugs

Description:

Requires the director of human services to develop a uniform prescription drug prior authorization form no later than 07/01/2013. Beginning 01/01/2014, requires the uniform prescription drug prior authorization form to be used by prescribers and health care insurance providers. Effective 7/1/50. (SD1)

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