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2 An act relating to health insurance coverage for
3 opioids; creating s. 627.64194, F.S.; defining terms;
4 providing that a health insurance policy that covers
5 abuse-deterrent opioid analgesic drug products may
6 impose a prior authorization requirement for an abuse-
7 deterrent opioid analgesic drug product only if the
8 insurer imposes the same requirement for each opioid
9 analgesic drug product without an abuse-deterrence
10 labeling claim; prohibiting such health insurance
11 policy from requiring use of an opioid analgesic drug
12 product without an abuse-deterrence labeling claim
13 before authorizing the use of an abuse-deterrent
14 opioid analgesic drug product; providing an effective
15 date.

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17 WHEREAS, the Legislature finds that the abuse of opioids is
18 a serious problem that affects the health, social, and economic
19 welfare of this state, and

20 WHEREAS, the Legislature finds that an estimated 2.1
21 million people in the United States suffered from substance use
22 disorders related to prescription opioid pain relievers in 2012,
23 and

24 WHEREAS, the Legislature finds that the number of
25 unintentional overdose deaths from prescription pain relievers
26 has more than quadrupled since 1999, and

27 WHEREAS, the Legislature is convinced that it is imperative
28 for people suffering from pain to obtain the relief they need
29 while minimizing the potential for negative consequences, NOW,

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30 THEREFORE,

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32 Be It Enacted by the Legislature of the State of Florida:

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34 Section 1. Section 627.64194, Florida Statutes, is created
35 to read:

36 627.64194 Requirements for opioid coverage.—

37 (1) DEFINITIONS.—As used in this section, the term:

38 (a) "Abuse-deterrent opioid analgesic drug product" means a
39 brand or generic opioid analgesic drug product approved by the
40 United States Food and Drug Administration with an abuse-
41 deterrence labeling claim that indicates the drug product is
42 expected to deter abuse.

43 (b) "Opioid analgesic drug product" means a drug product in
44 the opioid analgesic drug class prescribed to treat moderate to
45 severe pain or other conditions in immediate-release, extended-
46 release, or long-acting form regardless of whether or not
47 combined with other drug substances to form a single drug
48 product or dosage form.

49 (2) COVERAGE REQUIREMENTS.—A health insurance policy that
50 provides coverage for abuse-deterrent opioid analgesic drug
51 products:

52 (a) May impose a prior authorization requirement for an
53 abuse-deterrent opioid analgesic drug product only if the policy
54 imposes the same prior authorization requirement for each opioid
55 analgesic drug product without an abuse-deterrence labeling
56 claim.

57 (b) May not require use of an opioid analgesic drug product
58 without an abuse-deterrence labeling claim before authorizing

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59 the use of an abuse-deterrent opioid analgesic drug product.

60 Section 2. This act shall take effect January 1, 2017.