

2 **2SSB 5178** - H COMM AMD **NOT ADOPTED 4-11-97**
3 By Committee on Health Care

4

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 41.05 RCW
8 to read as follows:

9 The legislature finds that diabetes imposes a significant health
10 risk and tremendous financial burden on the citizens and government of
11 the state of Washington, and that access to the medically accepted
12 standards of care for diabetes, its treatment and supplies, and self-
13 management training and education is crucial to prevent or delay the
14 short and long-term complications of diabetes and its attendant costs.

15 (1) The definitions in this subsection apply throughout this
16 section unless the context clearly requires otherwise.

17 (a) "Person with diabetes" means a person diagnosed by a health
18 care provider as having insulin using diabetes, noninsulin using
19 diabetes, or elevated blood glucose levels induced by pregnancy; and

20 (b) "Health care provider" means a health care provider as defined
21 in RCW 48.43.005.

22 (2) All state-purchased health care purchased or renewed after the
23 effective date of this act, except the basic health plan described in
24 chapter 70.47 RCW, shall provide benefits for at least the following
25 services and supplies for persons with diabetes to the extent that
26 benefits are available under the health benefit plan for similar
27 services or supplies for other common illnesses and diseases:

28 (a) Appropriate and medically necessary equipment and supplies, as
29 prescribed by a health care provider, that includes but is not limited
30 to insulin, syringes, injection aids, blood glucose monitors, test
31 strips for blood glucose monitors, visual reading and urine test
32 strips, insulin pumps and accessories to the pumps, insulin infusion
33 devices, prescriptive oral agents for controlling blood sugar levels,
34 foot care appliances for prevention of complications associated with
35 diabetes, and glucagon emergency kits; and

1 (b) Outpatient self-management training and education, including
2 medical nutrition therapy, as ordered by the health care provider.
3 Diabetes outpatient self-management training and education may be
4 provided only by, or under the direction of, health care providers with
5 expertise in diabetes. Nothing in this section prevents any state
6 agency purchasing health care according to this section from
7 restricting patients to seeing only health care providers who have
8 signed participating provider agreements with that state agency or an
9 insuring entity under contract with that state agency.

10 (3) Coverage required under this section may be subject to normal
11 health plan structures and benefits options offered by the Washington
12 state health care authority and the associated normal cost-sharing
13 provisions established for all other similar services or supplies
14 within a policy.

15 (4) Health care coverage may not be reduced or eliminated due to
16 this section.

17 (5) Services required under this section shall be covered when
18 deemed medically necessary by the medical director, or his or her
19 designee, subject to any referral and formulary requirements.

20 NEW SECTION. **Sec. 2.** A new section is added to chapter 48.20 RCW
21 to read as follows:

22 The legislature finds that diabetes imposes a significant health
23 risk and tremendous financial burden on the citizens and government of
24 the state of Washington, and that access to the medically accepted
25 standards of care for diabetes, its treatment and supplies, and self-
26 management training and education is crucial to prevent or delay the
27 short and long-term complications of diabetes and its attendant costs.

28 (1) The definitions in this subsection apply throughout this
29 section unless the context clearly requires otherwise.

30 (a) "Person with diabetes" means a person diagnosed by a health
31 care provider as having insulin using diabetes, noninsulin using
32 diabetes, or elevated blood glucose levels induced by pregnancy; and

33 (b) "Health care provider" means a health care provider as defined
34 in RCW 48.43.005.

35 (2) All disability insurance contracts providing health care
36 services, delivered or issued for delivery in this state and issued or
37 renewed after the effective date of this act, shall provide benefits
38 for at least the following services and supplies for persons with

1 diabetes to the extent that benefits are available under the health
2 benefit plan for similar services or supplies for other common
3 illnesses and diseases:

4 (a) Appropriate and medically necessary equipment and supplies, as
5 prescribed by a health care provider, that includes but is not limited
6 to insulin, syringes, injection aids, blood glucose monitors, test
7 strips for blood glucose monitors, visual reading and urine test
8 strips, insulin pumps and accessories to the pumps, insulin infusion
9 devices, prescriptive oral agents for controlling blood sugar levels,
10 foot care appliances for prevention of complications associated with
11 diabetes, and glucagon emergency kits; and

12 (b) Outpatient self-management training and education, including
13 medical nutrition therapy, as ordered by the health care provider.
14 Diabetes outpatient self-management training and education may be
15 provided only by, or under the direction of, health care providers with
16 expertise in diabetes. Nothing in this section prevents the insurer
17 from restricting patients to seeing only health care providers who have
18 signed participating provider agreements with the insurer or an
19 insuring entity under contract with the insurer.

20 (3) Coverage required under this section may be subject to normal
21 health plan structures and benefits options offered by disability
22 insurance contractors and the associated normal cost-sharing provisions
23 established for all other similar services or supplies within a policy.

24 (4) Health care coverage may not be reduced or eliminated due to
25 this section.

26 (5) Services required under this section shall be covered when
27 deemed medically necessary by the medical director, or his or her
28 designee, subject to any referral and formulary requirements.

29 (6) The insurer need not include the coverage required in this
30 section in a group contract offered to an employer or other group that
31 offers to its eligible enrollees a self-insured health plan not subject
32 to mandated benefits status under this title that does not offer
33 coverage similar to that mandated under this section.

34 (7) This section does not apply to the health benefit plan that
35 provides benefits identical to the schedule of services covered by the
36 basic health plan, as required by RCW 48.20.028.

37 NEW SECTION. **Sec. 3.** A new section is added to chapter 48.21 RCW
38 to read as follows:

1 The legislature finds that diabetes imposes a significant health
2 risk and tremendous financial burden on the citizens and government of
3 the state of Washington, and that access to the medically accepted
4 standards of care for diabetes, its treatment and supplies, and self-
5 management training and education is crucial to prevent or delay the
6 short and long-term complications of diabetes and its attendant costs.

7 (1) The definitions in this subsection apply throughout this
8 section unless the context clearly requires otherwise.

9 (a) "Person with diabetes" means a person diagnosed by a health
10 care provider as having insulin using diabetes, noninsulin using
11 diabetes, or elevated blood glucose levels induced by pregnancy; and

12 (b) "Health care provider" means a health care provider as defined
13 in RCW 48.43.005.

14 (2) All group disability insurance contracts and blanket disability
15 insurance contracts providing health care services, issued or renewed
16 after the effective date of this act, shall provide benefits for at
17 least the following services and supplies for persons with diabetes to
18 the extent that benefits are available under the health benefit plan
19 for similar services or supplies for other common illnesses and
20 diseases:

21 (a) Appropriate and medically necessary equipment and supplies, as
22 prescribed by a health care provider, that includes but is not limited
23 to insulin, syringes, injection aids, blood glucose monitors, test
24 strips for blood glucose monitors, visual reading and urine test
25 strips, insulin pumps and accessories to the pumps, insulin infusion
26 devices, prescriptive oral agents for controlling blood sugar levels,
27 foot care appliances for prevention of complications associated with
28 diabetes, and glucagon emergency kits; and

29 (b) Outpatient self-management training and education, including
30 medical nutrition therapy, as ordered by the health care provider.
31 Diabetes outpatient self-management training and education may be
32 provided only by, or under the direction of, health care providers with
33 expertise in diabetes. Nothing in this section prevents the insurer
34 from restricting patients to seeing only health care providers who have
35 signed participating provider agreements with the insurer or an
36 insuring entity under contract with the insurer.

37 (3) Coverage required under this section may be subject to normal
38 health plan structures and benefits options offered by group and
39 blanket disability insurers and the associated normal cost-sharing

1 provisions established for all other similar services or supplies
2 within a policy.

3 (4) Health care coverage may not be reduced or eliminated due to
4 this section.

5 (5) Services required under this section shall be covered when
6 deemed medically necessary by the medical director, or his or her
7 designee, subject to any referral and formulary requirements.

8 (6) The insurer need not include the coverage required in this
9 section in a group contract offered to an employer or other group that
10 offers to its eligible enrollees a self-insured health plan not subject
11 to mandated benefits status under this title that does not offer
12 coverage similar to that mandated under this section.

13 (7) This section does not apply to the health benefit plan that
14 provides benefits identical to the schedule of services covered by the
15 basic health plan, as required by RCW 48.21.045.

16 NEW SECTION. **Sec. 4.** A new section is added to chapter 48.44 RCW
17 to read as follows:

18 The legislature finds that diabetes imposes a significant health
19 risk and tremendous financial burden on the citizens and government of
20 the state of Washington, and that access to the medically accepted
21 standards of care for diabetes, its treatment and supplies, and self-
22 management training and education is crucial to prevent or delay the
23 short and long-term complications of diabetes and its attendant costs.

24 (1) The definitions in this subsection apply throughout this
25 section unless the context clearly requires otherwise.

26 (a) "Person with diabetes" means a person diagnosed by a health
27 care provider as having insulin using diabetes, noninsulin using
28 diabetes, or elevated blood glucose levels induced by pregnancy; and

29 (b) "Health care provider" means a health care provider as defined
30 in RCW 48.43.005.

31 (2) All health benefit plans offered by health care service
32 contractors, issued or renewed after the effective date of this act,
33 shall provide benefits for at least the following services and supplies
34 for persons with diabetes to the extent that benefits are available
35 under the health benefit plan for similar services or supplies for
36 other common illnesses and diseases:

37 (a) Appropriate and medically necessary equipment and supplies, as
38 prescribed by a health care provider, that includes but is not limited

1 to insulin, syringes, injection aids, blood glucose monitors, test
2 strips for blood glucose monitors, visual reading and urine test
3 strips, insulin pumps and accessories to the pumps, insulin infusion
4 devices, prescriptive oral agents for controlling blood sugar levels,
5 foot care appliances for prevention of complications associated with
6 diabetes, and glucagon emergency kits; and

7 (b) Outpatient self-management training and education, including
8 medical nutrition therapy, as ordered by the health care provider.
9 Diabetes outpatient self-management training and education may be
10 provided only by, or under the direction of, health care providers with
11 expertise in diabetes. Nothing in this section prevents the health
12 care services contractor from restricting patients to seeing only
13 health care providers who have signed participating provider agreements
14 with the health care services contractor or an insuring entity under
15 contract with the health care services contractor.

16 (3) Coverage required under this section may be subject to normal
17 health plan structures and benefits options offered by the health care
18 service contractor and the associated normal cost-sharing provisions
19 established for all other similar services or supplies within a policy.

20 (4) Health care coverage may not be reduced or eliminated due to
21 this section.

22 (5) Services required under this section shall be covered when
23 deemed medically necessary by the medical director, or his or her
24 designee, subject to any referral and formulary requirements.

25 (6) The health care service contractor need not include the
26 coverage required in this section in a group contract offered to an
27 employer or other group that offers to its eligible enrollees a self-
28 insured health plan not subject to mandated benefits status under this
29 title that does not offer coverage similar to that mandated under this
30 section.

31 (7) This section does not apply to the health benefit plans that
32 provide benefits identical to the schedule of services covered by the
33 basic health plan, as required by RCW 48.44.022 and 48.44.023.

34 NEW SECTION. **Sec. 5.** A new section is added to chapter 48.46 RCW
35 to read as follows:

36 The legislature finds that diabetes imposes a significant health
37 risk and tremendous financial burden on the citizens and government of
38 the state of Washington, and that access to the medically accepted

1 standards of care for diabetes, its treatment and supplies, and self-
2 management training and education is crucial to prevent or delay the
3 short and long-term complications of diabetes and its attendant costs.

4 (1) The definitions in this subsection apply throughout this
5 section unless the context clearly requires otherwise.

6 (a) "Person with diabetes" means a person diagnosed by a health
7 care provider as having insulin using diabetes, noninsulin using
8 diabetes, or elevated blood glucose levels induced by pregnancy; and

9 (b) "Health care provider" means a health care provider as defined
10 in RCW 48.43.005.

11 (2) All health benefit plans offered by health maintenance
12 organizations, issued or renewed after the effective date of this act,
13 shall provide benefits for at least the following services and supplies
14 for persons with diabetes to the extent that benefits are available
15 under the health benefit plan for similar services or supplies for
16 other common illnesses and diseases:

17 (a) Appropriate and medically necessary equipment and supplies, as
18 prescribed by a health care provider, that includes but is not limited
19 to insulin, syringes, injection aids, blood glucose monitors, test
20 strips for blood glucose monitors, visual reading and urine test
21 strips, insulin pumps and accessories to the pumps, insulin infusion
22 devices, prescriptive oral agents for controlling blood sugar levels,
23 foot care appliances for prevention of complications associated with
24 diabetes, and glucagon emergency kits; and

25 (b) Outpatient self-management training and education, including
26 medical nutrition therapy, as ordered by the health care provider.
27 Diabetes outpatient self-management training and education may be
28 provided only by, or under the direction of, health care providers with
29 expertise in diabetes. Nothing in this section prevents the health
30 maintenance organization from restricting patients to seeing only
31 health care providers who have signed participating provider agreements
32 with the health maintenance organization or an insuring entity under
33 contract with the health maintenance organization.

34 (3) Coverage required under this section may be subject to normal
35 health plan structures and benefits options offered by health
36 maintenance organizations and the associated normal cost-sharing
37 provisions established for all other similar services or supplies
38 within a policy.

1 (4) Health care coverage may not be reduced or eliminated due to
2 this section.

3 (5) Services required under this section shall be covered when
4 deemed medically necessary by the medical director, or his or her
5 designee, subject to any referral and formulary requirements.

6 (6) The health maintenance organization need not include the
7 coverage required in this section in a group contract offered to an
8 employer or other group that offers to its eligible enrollees a self-
9 insured health plan not subject to mandated benefits status under this
10 title that does not offer coverage similar to that mandated under this
11 section.

12 (7) This section does not apply to the health benefit plans that
13 provide benefits identical to the schedule of services covered by the
14 basic health plan, as required by RCW 48.46.064 and 48.46.066.

15 NEW SECTION. **Sec. 6.** This act takes effect January 1, 1998.

16 NEW SECTION. **Sec. 7.** A new section is added to chapter 43.131 RCW
17 to read as follows:

18 The diabetes cost reduction act shall be terminated on June 30,
19 2001.

20 NEW SECTION. **Sec. 8.** A new section is added to chapter 43.131 RCW
21 to read as follows:

22 The following acts or parts of acts, as now existing or hereafter
23 amended, are each repealed, effective June 30, 2002.

- 24 (1) RCW 41.05.--- and 1997 c . . . s 1 (section 1 of this act);
25 (2) RCW 48.20.--- and 1997 c . . . s 2 (section 2 of this act);
26 (3) RCW 48.21.--- and 1997 c . . . s 3 (section 3 of this act);
27 (4) RCW 48.44.--- and 1997 c . . . s 4 (section 4 of this act); and
28 (5) RCW 48.46.--- and 1997 c . . . s 5 (section 5 of this act)."

29 Correct the title.

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