

1 HOUSE BILL NO. 751  
2 INTRODUCED BY K. ABBOTT

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4 A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING LAWS RELATED TO NONOPIOID  
5 ALTERNATIVES TO THE TREATMENT OF PAIN; AND REQUIRING THE DEVELOPMENT OF  
6 EDUCATIONAL MATERIALS ON NONOPIOID ALTERNATIVES; ~~PROHIBITING INSURER DENIAL OF~~  
7 ~~COVERAGE FOR NONOPIOID ALTERNATIVES IN FAVOR OF OPIOID PRESCRIPTIONS; AMENDING~~  
8 ~~SECTION 33-22-137, MCA; AND PROVIDING EFFECTIVE DATES AND AN APPLICABILITY DATE."~~

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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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12 NEW SECTION. **Section 1. Nonopioid alternatives to opioid prescriptions -- educational**  
13 **materials.** The department of public health and human services shall develop and publish on its website an  
14 educational pamphlet regarding the use of nonopioid alternatives for the treatment of acute nonoperative, acute  
15 perioperative, subacute, or chronic pain. The pamphlet must, at a minimum, include:

- 16 (1) information on available nonopioid alternatives for the treatment of pain, including available  
17 nonopioid medicinal drugs or drug products and nonpharmacological therapies; and
- 18 (2) the advantages and disadvantages of the use of nonopioid alternatives.

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20 ~~**Section 2.** Section 33-22-137, MCA, is amended to read:~~

21 ~~**"33-22-137. — Cost-sharing Prescription drug coverage -- cost-sharing requirements -- coverage**~~  
22 ~~**of nonopioid alternatives -- applicability.** (1) Each group or individual health insurance policy, certificate of~~  
23 ~~insurance, and membership contract that covers prescription drugs and that is delivered, issued for delivery,~~  
24 ~~renewed, extended, or modified in this state must comply with the provisions of this section.~~

25 ~~(2) — Each policy, certificate, or contract must provide that after the applicable deductible is met, the~~  
26 ~~insured shall pay only the required copayment or other cost-sharing requirement for a covered prescription drug~~  
27 ~~at the time of purchase if the prescription drug dispenser, third-party administrator, or health insurance issuer~~  
28 ~~can determine that amount at the time of purchase.~~

