

House Bill 1172

By: Representatives Walker of the 107th, Ehrhart of the 36th, Byrd of the 20th, and Forster of the 3rd

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 5 of Chapter 4 of Title 26 of the Official Code of Georgia Annotated,
2 relating to prescription drugs, so as to prohibit the requirement of prior authorization or other
3 restrictions on medications prescribed for certain treatments and for critical or
4 life-threatening medical conditions for patients enrolled in Medicaid or any state funded
5 health care program; to provide for related matters; to repeal conflicting laws; and for other
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 5 of Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to
10 prescription drugs, is amended by adding at its end a new Code section to read as follows:

11 "26-4-91.

12 No requirement for prior authorization or other restrictions may be imposed under
13 Medicaid or any state funded health care program on medications prescribed for patients
14 for immunosuppressive treatment of transplantation or oncology treatment or for the
15 treatment of critical or life-threatening diseases, including but not limited to serious mental
16 health diseases including schizophrenia, bipolar disorders, attention deficit disorder,
17 attention deficit hyperactivity disorder, and major depressive disorders as defined by the
18 edition of the *Diagnostics and Statistical Manual of Mental Disorders* of the American
19 Psychiatric Association in effect on July 1, 2006; insulin-dependent diabetes;
20 HIV/acquired immune deficiency syndrome; epilepsy; hepatitis; eye sight threatening
21 conditions such as glaucoma; asthma or cardio obstructive pulmonary disease; hemophilia;
22 and Crohn's disease/ulcerative colitis."

23 **SECTION 2.**

24 All laws and parts of laws in conflict with this Act are repealed.