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# A BILL FOR AN ACT

RELATING TO MEDICAID.

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

1           SECTION 1. The legislature finds that, with the approval  
2 by the federal Food and Drug Administration of the emergency  
3 contraception tablet, Plan B, for over-the-counter sales without  
4 a prescription, women who are recipients of medicaid will now  
5 have to pay for the medication if they need it. This  
6 development is extremely counterproductive because the female  
7 medicaid population is at high risk for unplanned pregnancies  
8 and it is precisely this group that may need to choose between  
9 paying for emergency contraception to prevent unplanned  
10 pregnancies and paying for necessities of life such as food and  
11 rent. A single Plan B dose actually consists of two tablets  
12 that can be taken in a single dose, which costs up to \$45 or  
13 more per dose.

14           The purpose of this Act is to provide female medicaid  
15 recipients with access to emergency contraception. This Act  
16 requires the department of human services to directly reimburse  
17 sellers of over-the-counter Plan B emergency contraception to



1 women who are recipients of medicaid, without requiring out-of-  
2 pocket expenses for recipients, who purchase such medication.

3 SECTION 2. There is appropriated out of the general  
4 revenues of the State of Hawaii the sum of \$ , or so  
5 much thereof as may be necessary for fiscal year 2007-2008, and  
6 the same sum, or so much thereof as may be necessary for fiscal  
7 year 2008-2009, for the department of human services to directly  
8 reimburse the sellers of over-the-counter Plan B emergency  
9 contraception to women who are recipients of medicaid, without  
10 requiring out-of-pocket expenses for recipients, who purchase  
11 the medication. The department of human services shall adopt  
12 rules in accordance with chapter 91, Hawaii Revised Statutes, to  
13 implement the reimbursement procedure.

14 The sums appropriated shall be expended by the department  
15 of human services for the purposes of this Act.

16 SECTION 3. This Act shall take effect on July 1, 2007.



**Report Title:**

OTC Emergency Contraception; Pay for Women Medicaid Recipients

**Description:**

Requires department of human services to directly reimburse sellers of over-the-counter Plan B emergency contraception to women who are recipients of medicaid, without charge to recipients, who purchase such medication. Makes an appropriation. (SD1)

