

**Bills Tracked By DHRM
2022 General Assembly**

BILL No.	TITLE/SUMMARY
	House Bills
<u>HB 240</u>	<p>Tabled in committee. State health plan; insulin discount program; health insurance; cost sharing for insulin. Requires the state health plan established by the Department of Human Resource Management to offer an insulin discount program that allows individuals other than state employees to purchase insulin at a discounted, post rebate price. The bill requires the insulin discount program to (i) allow a participant to purchase insulin at a discounted, post rebate price; (ii) provide a participant with a card or electronic document that identifies the participant as eligible for the discount; (iii) provide a participant with information about pharmacies that will honor the discount; and (iv) provide a participant with instructions to pursue a reimbursement of the purchase price from the participant's carrier. The bill requires the discount program to charge a price for insulin that allows the program to retain only enough of any rebate for the insulin to make the state risk pool whole for providing discounted insulin to participants.</p> <p>Additionally, the bill requires health plans offered by a carrier to set the cost sharing payment that a covered person is required to pay for at least one prescription insulin drug in each therapy category at an amount that does not exceed \$30 per 30 day supply of the prescription insulin drug unless the health plan (a) covers at least one prescription insulin drug for the treatment of diabetes in each therapy category under the lowest tier of drugs and does not require cost sharing other than the cost sharing payment before the plan will cover insulin at the lowest tier or (b) guarantees that a covered person is not required to pay more out of pocket for a prescription insulin drug than the covered person would pay to obtain the prescription insulin drug through the insulin discount program and caps the total amount that a covered person is required to pay for at least one prescription insulin drug in each therapy category at an amount not to exceed \$100 per 30 day supply of the prescription insulin drug. Under current law, a health plan is required to set the cost sharing payment that a covered person is required to pay for a covered prescription insulin drug at an amount that does not exceed \$50 per 30 day supply of the prescription insulin drug, regardless of the amount or type of insulin needed to fill the covered person's prescription.</p> <p>The bill also allows a health plan that provides coverage of a prescription insulin drug with the cost sharing limits established in the bill to condition the cost sharing limits on (1) the covered person's participation in a wellness related activities for diabetes, (2) purchasing the prescription insulin drug at an in network pharmacy, or (3) choosing a prescription insulin drug from the lowest tiers of the health plan's formulary.</p>
<u>HB 347</u>	<p>Stricken from the docket. Department of Human Resource Management; repeal cultural competency training. Repeals the requirement that the Department of Human Resource Management establish cultural competency training for state employees.</p>
<u>HB 384</u>	<p>Summary As Passed House: Administration of government; rights of state and local employees; freedoms of conscience and expression. Protects state and local government employees of the Commonwealth, defined in the bill, from being penalized by their employer for expressing their opinion regarding a current or proposed regulation, rule, policy, position, or other action or purpose of a unit of state or local government at a hearing of a public body during the time designated for public comment when such employees are speaking on their own behalf as members of the public.</p>
<u>HB461</u>	<p>Left in Commerce and Energy. Employee protections; medicinal use of cannabis oil. Amends the provision that prohibits an employer from discriminating against an employee for such employee's lawful use of cannabis oil under the laws of the Commonwealth pursuant to a valid written certification issued by a practitioner for the treatment or to eliminate the symptoms of the employee's diagnosed condition or disease, with certain exceptions. Under the bill, employer includes the Commonwealth and any of its political subdivisions or agencies.</p>
<u>HB 584</u>	<p>Stricken from the docket. Department of Human Resource Management; employee health insurance; pharmacy benefits; reverse auction process. Directs the Department of Human Resource Management to utilize a reverse auction process to award pharmacy benefit manager contracts for pharmacy benefits offered under the state employee health insurance plan.</p>

<u>HB 757</u>	<p>Stricken from the docket.</p> <p>Employment; anti harassment training requirement. Requires each employer with five or more employees, including the Commonwealth and its political subdivisions, to provide training regarding sexual harassment and workplace discrimination by January 1, 2023. The bill includes specific training requirements for supervisory and nonsupervisory employees, seasonal and temporary employees who are hired to work for less than six months, and migrant and seasonal agricultural workers. The training required under the bill must be provided by an educator or human resources professional and must include a method for employees to electronically save a certificate of completion. The bill requires the Department of Labor and Industry to make online training courses available on its website by January 1, 2023.</p>
<u>HB 970</u>	<p>Summary as Passed House:</p> <p>Public agencies; privacy of personal information; penalty. Provides that public agencies shall not request personal information, defined in the bill, from (i) any individual or any entity organized under § 501(c) of the Internal Revenue Code or (ii) any bidder, offeror, or contractor of an agency. The bill prohibits such public agencies from disclosing personal information without the express, written permission of every individual who is identifiable from the potential release of such personal information, including individuals identifiable as members, supporters, or volunteers of, or donors to, the agency. The bill exempts the Campaign Finance Disclosure Act of 2006 from the requirements that public agencies protect personal information and refrain from requesting personal information.</p>
<u>HB 1015</u>	<p>Continued to 2023 in Courts of Justice Committee.</p> <p>Workplace violence protective orders. Provides that an employer may petition the court for a preliminary protective order or a protective order to protect the health and safety of its employees. The bill provides that the venue for a workplace violence protective order is the jurisdiction where the workplace is located from which the petitioner seeks to have the respondent prohibited.</p>
<u>HB1020</u>	<p>Laid on the table in subcommittee.</p> <p>Secretary of Administration; state agencies; telecommuting and alternative work schedules policy; application to otherwise qualified persons with a disability. Provides that the statewide telecommuting and alternative work schedule policy established by the Secretary of Administration and such policies developed by each state agency, as required by the statewide policy, shall specify that it is an unlawful discriminatory practice for a state agency to refuse to allow an otherwise qualified person with a disability to telecommute or participate in alternative work schedules as a form of reasonable accommodation. The bill also requires the Secretary to convene an interagency work group to identify model policies from both the public and private sector, to be made publicly available for all businesses in the Commonwealth, that enable persons with disabilities to participate in the Commonwealth's workforce through telecommuting and alternative work schedules. Finally, the bill (i) prohibits state agencies from including the number of otherwise qualified persons with a disability who are allowed to telecommute as a form of reasonable accommodation in annual percentage targets for the number of positions eligible for telecommuting or alternative work schedules and (ii) requires state agencies, in their report to the Secretary on the status and efficiency of telecommuting and participating in alternative work schedule and with regard to specific related budget requests, to separately identify such required information and data for (a) otherwise qualified persons with a disability who telecommute as a form of reasonable accommodation and (b) all other eligible employees.</p>
<u>HB1162</u>	<p>Summary as Passed House:</p> <p>Health insurance; discrimination prohibited against covered entities and contract pharmacies. Prohibits carriers and pharmacy benefits managers from discriminating in the requirements, exclusions, terms, or other conditions imposed on a covered entity or contract pharmacy on the basis that the entity or pharmacy is operating under the 340B Program of the federal Public Health Service Act. The bill also prohibits a carrier or pharmacy benefits manager from interfering in a covered individual's right to choose a contract pharmacy or covered entity.</p>
	<p>Senate Bills</p>
<u>SB 264</u>	<p>Stricken at request of patron.</p> <p>Collective bargaining for public employees. Provides for collective bargaining by public employees. The bill creates the Public Employee Relations Board, which will determine appropriate bargaining units and provide for certification and decertification elections for exclusive bargaining representatives of state employees and local government employees. The measure requires public employers and employee organizations that are exclusive bargaining representatives to meet at reasonable times to negotiate in good faith with respect to wages, hours, and other terms and conditions of employment. The measure repeals a provision enacted in 2013 that declares that, in any procedure providing for the designation, selection, or authorization of a labor organization to represent employees, the right of an individual employee to vote by secret ballot is a fundamental right that shall be guaranteed from infringement.</p>

<u>SB 324</u>	Summary as Passed Senate Public agencies; privacy of personal information; penalty. Provides that public agencies shall not request personal information, defined in the bill, from (i) any individual or any entity organized under § 501(c) of the Internal Revenue Code or (ii) any bidder, offeror, or contractor of an agency. The bill prohibits such public agencies from disclosing personal information without the express, written permission of every individual who is identifiable from the potential release of such personal information, including individuals identifiable as members, supporters, or volunteers of, or donors to, the agency. The bill exempts the Campaign Finance Disclosure Act of 2006 from the requirements that public agencies protect personal information and refrain from requesting personal information.
<u>SB 702</u>	Continued to 2023 in Judiciary Committee. Marijuana criminal history information; disclosure to state and local governments by job applicants. Allows the Commonwealth or a locality to require a job applicant or other applicant who is seeking a license, permit, registration, or other government service to disclose his prior criminal history for marijuana offenses. Under current law, the Commonwealth and its localities are prohibited from requiring the disclosure of such information for such purposes.