

MEMORANDUM

Date: March 2, 2021
To: The Honorable Sara Cambensy, State Representative
Attn: Connor Loftus
From: Loanna Ammerman, Research Analyst
Re: **Legislation to Cap Insulin Prices in Other States (Request #21-00353)**

As requested, I am providing information on legislation passed in several states to cap the price consumers pay for insulin drugs. I reviewed bill history as provided by each legislature on the state's legislative website to compile the attached chart. You asked for a quick turn around on this information so that you would have it for an upcoming committee meeting. I am not an attorney, and nothing in this memo should be construed as legal advice, opinion, or interpretation.

Several states have enacted legislation capping the consumer cost of insulin drugs, including: Colorado, Connecticut, Delaware, Illinois, Maine, Minnesota, New Hampshire, New Mexico, Utah, Vermont, Virginia, Washington, and West Virginia.

Caps on insulin drug prices range from \$25 to \$100 for a 30-day supply to \$50 for a 90-day supply.

These bills all passed prior to the 2021 session, although some have yet to take effect. There may be other states that have enacted similar legislation. This may not be a comprehensive listing.

In addition to information on the vote totals by which each bill was passed, you asked for the political party affiliation for each legislator voting on these bills. Most legislative websites do not provide party affiliation in their journal records of votes, only listing the names of legislators voting yes or no. Further, many legislators who voted on these bills are no longer serving in their respective legislatures.

The website Legiscan provides political party affiliation for legislators. However, the vote totals provided by Legiscan that I reviewed did not match up with the vote totals on the official state legislative websites. Therefore, I did not report party affiliation using Legiscan vote totals.

The Republican party controlled the Senate in Utah, West Virginia, and Minnesota and the House in Utah and West Virginia when these bills were enacted. The Democratic party controlled all other states' Senate and House chambers listed in the table.

Multiple votes were taken in some state chambers. If it was obvious that the additional votes were due to amendments or concurring in changes made in the other chamber, that is noted.

New York passed a cap on insulin prices in an appropriations bill that included a number of other budget items. That vote tally is not included here.

* * * * *

I hope this information is useful. If you have additional questions regarding this issue or another issue, please contact the Research Services Division at 3-5200.

Vote Totals on Bills Enacted by Selected State Legislatures Approving Caps on the Price of Insulin Drugs

State/Bill	Vote	YES	NO	Governor	Cap
<i>Colorado</i> HB 19-1216	1 st House Vote 2 nd House Vote Senate Vote	53 50 22	12 15 (Concur) 12	Jared Polis (D)	30-day supply, \$100 cap.
<i>Connecticut</i> HB 6003 of 2020	House Vote 1 st Senate Vote 2 nd Senate Vote	142 35 35	4 1 1 (Concur)	Ned Lamont (D)	30-day supply, \$25 cap.
<i>Delaware</i> HB 263 of 2020	House Vote Senate Vote	40 21	0 0	John Carney (D)	30-day supply, \$100 cap.
<i>Illinois</i> SB 667 of 2019	House Vote Senate	100 48	13 7	J.B. Pritzker (D)	30-day supply, \$100 cap.
<i>Maine</i> LD 2096 of 2020	Passed as an emergency measure which required two-thirds of members to approve. I could not find the actual vote count.				
<i>Minnesota</i> HF 3100 of 2019/2020	1 st House Vote 2 nd House Vote 1 st Senate Vote 2 nd Senate Vote	75 111 66 67	52 22 (Conference Report) 0 0 (Conference Report)	Janet Mills (D) Tim Walz (D)	30-day supply, \$35 cap. 90-day supply, \$50 cap.
<i>New Hampshire</i> HB 1280 of 2020	1 st House Vote 2 nd House Vote Senate Vote	223 224 24	121 104 (Concur) 0	Chris Sununu (R)	30-day supply, \$30 cap.
<i>New Mexico</i> HB 292 2019/2020	House Vote Senate Vote	61 40	2 1	Michelle Lujan Grisham (D)	30-day supply, \$25 cap.
<i>Utah</i> HB 207 of 2020	1 st House Vote 2 nd House Vote Senate Vote	69 69 24	3 2 (Concur) 0	Gary Herbert (R)	30-day supply, \$30 cap.
<i>Vermont</i> HB 969 of 2020	House Vote Senate Vote	141 30	5 (Conference Report) 0 (Conference Report)	Phil Scott (R)	30-day supply, \$100 cap.
<i>Virginia</i> HB 66 of 2020	1 st House Vote 2 nd House Vote Senate Vote	98 88 24	1 4 16	Ralph Northam (D)	30-day supply, \$50 cap.
<i>Washington</i> HB 2662 of 2020	1 st House Vote 2 nd House Vote Senate Vote	97 95 48	1 1 (Concur) 0	Jay Inslee (D)	30-day supply, \$100 cap.
<i>West Virginia</i> HB 4543 of 2020	1 st House Vote 2 nd House Vote 1 st Senate Vote 2 nd Senate Vote	94 96 33 33	4 4 (Concur) 1 1 (Concur)	Jim Justice (R)	30-day supply, \$100 cap.