

(3) (I) "LOW PROTEIN MODIFIED FOOD PRODUCT" MEANS A FOOD PRODUCT THAT IS:

1. SPECIALLY FORMULATED TO HAVE LESS THAN 1 GRAM OF PROTEIN PER SERVING; AND

2. INTENDED TO BE USED UNDER THE DIRECTION OF A PHYSICIAN FOR THE DIETARY TREATMENT OF AN INHERITED METABOLIC DISEASE.

(II) "LOW PROTEIN MODIFIED FOOD PRODUCT" DOES NOT INCLUDE A NATURAL FOOD THAT IS NATURALLY LOW IN PROTEIN.

(4) "MEDICAL FOOD" MEANS A FOOD THAT IS:

(I) INTENDED FOR THE DIETARY TREATMENT OF A DISEASE OR CONDITION FOR WHICH NUTRITIONAL REQUIREMENTS ARE ESTABLISHED BY MEDICAL EVALUATION; AND

(II) FORMULATED TO BE CONSUMED OR ADMINISTERED ENTERALLY UNDER THE DIRECTION OF A PHYSICIAN.

(A) (B) THE PROVISIONS OF THIS SECTION APPLY TO A GROUP OR BLANKET HEALTH INSURANCE POLICY THAT:

(1) IS WRITTEN ON AN EXPENSE INCURRED BASIS;

(2) PROVIDES COVERAGE FOR A FAMILY MEMBER OF THE INSURED;

AND

(3) IS DELIVERED OR ISSUED FOR DELIVERY IN THE STATE.

(B) (C) A GROUP OR BLANKET HEALTH INSURANCE POLICY SHALL INCLUDE UNDER THE FAMILY MEMBER COVERAGE, COVERAGE FOR ~~NUTRITIONAL FOOD SUPPLEMENTS OR FORMULAS~~ MEDICAL FOODS AND LOW PROTEIN MODIFIED FOOD PRODUCTS FOR THE TREATMENT OF ~~PHENYLKETONURIA (PKU) THAT INHERITED METABOLIC DISEASES~~ IF THE MEDICAL FOODS OR LOW PROTEIN MODIFIED FOOD PRODUCTS ARE:

(1) ~~EQUIVALENT TO PRESCRIPTION DRUGS;~~

(2) (1) PRESCRIBED AS MEDICALLY NECESSARY FOR THE THERAPEUTIC TREATMENT OF ~~PHENYLKETONURIA~~ INHERITED METABOLIC DISEASES; AND

(2) (2) ADMINISTERED UNDER THE DIRECTION OF A PHYSICIAN.

Article - Health - General

19-705.5.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.