

State Laws and Policies for the Coverage of Metabolic Food and Formula

Courtesy of Virginia Schuett at [National PKU News](#)

State	Bill/Date Adopted	Diet Coverage		Coverage		Metabolic Disorders		Limitations	
		Formula	Foods	State	Insurance	PKU	Others	\$ for food, per person	Age (years)
Alabama		No	No	No	No	NA	NA	NA	NA
Alaska	SB 313/May 91	Yes	No	No	Yes	Yes	No	NA	No
Arizona	HB 2043/April 00	Yes	Yes	No	Yes	Yes	Select	50% up to \$5000	No
Arkansas	HB 183/April 99	Yes	Yes	No	Yes	Yes	No	\$2400 annual tax credit per child (food or formula)	Yes ¹
California	SB 148/Jan. 99	Yes	Yes	No ²	Yes ³	Yes	No	No	No
Colorado	HB 01-1156/June 01	Yes	No	No	Yes	Yes	Yes	NA	Formula age limit: 21 for males, 35 for females. Food limitations: None.
Connecticut	HB 7040/Oct. 97, SB 524/Oct. 01	Yes	Yes	No	Yes	Yes	Select	No	No
Delaware	Legislation pending	Yes	No	Yes	No	Yes	?		Women through child bearing age, Men to age 21.
Florida	HB 853/May 95	Yes ⁴	Yes ⁴	Yes ⁵	Yes	Yes	Select	\$2,500	24
Georgia		Yes							
Hawaii	HB 326/Jan 99	Yes	Yes	No	Yes	Yes	Yes ⁶	No	No
Illinois		Yes	No	Yes	No	Yes	No	NA	No
Indiana		No	No	Yes ⁷	No ⁸	NA	NA	NA	NA
Iowa		Yes	No	based on income	some	Yes	?	No	No
Kansas	HB	Yes	Yes	Yes	No	Yes	MSUD		18

	2255/April 97								\$1,500 ⁹	
Kentucky	HB 395/April 02	Yes	Yes	Yes	Yes	Yes	All		\$4,000 ¹⁰	No
Louisiana	Act 1013/Jan 01	Yes ¹⁷	Yes ¹⁷	Yes	Yes	Yes	Yes		\$200/month	None
Maine	HB 401/Feb 95	Yes	Yes	No ¹¹	Yes	Yes	Select		\$3,000	No
Maryland	HB 509/May 95	Yes	Yes	No	Yes	Yes	Select		No	No
Massachusetts	HB 5622/Nov 93	Yes	Yes	No	Yes	Yes	Select		\$2,500	No
Michigan		Yes	No	Yes	No	Yes	?		NA	No
Minnesota	256B.0625/?	Yes	Yes ¹²	No	Yes	Yes	No		No	No
Mississippi		Yes	No	Yes ¹³	No	Yes	No		NA	18
Missouri	SB1026/June 02	Yes	Yes	Yes	Yes ¹⁴	Yes	Yes		\$5000 for food	6
Montana	HB 266/April 99	Yes	Yes	No	Yes	Yes	Yes		No	No
Nebraska	LB 610/April 98	Yes	Yes	Yes	Yes	Yes	Select		\$2,000	No
Nevada	AB 394/July 97	Yes	Yes	Yes	Yes	Yes	Select		\$2,500	21
New Hampshire	HB 1431/Aug 95	Yes	Yes	Yes	Yes	Yes	Select		\$1,800	No
New Jersey	SB 1887/Dec 97	Yes	Yes	No	Yes	Yes	All		No	No
New Mexico	HB 0289/July 03	Yes	Yes	Yes	Yes, but limited	Yes	No		NA	None
New York	AB 352B/1997	Yes	Yes	No	Yes	Yes	All		\$2,500	No
North Carolina	130A-125, S.L./July 97	Yes	No	Yes	No	Yes	All		NA	No
North Dakota	SB 2239, HB 1012/Aug 01	Yes ¹⁵	Yes	Yes ¹⁵	Yes	Yes	MSUD		\$3,000 food and formula	Yes ¹⁵
Ohio	Legislation pending	Yes	No	Yes	No	Yes	Homocystinuria		NA	No
Oklahoma		Yes	No	Yes	No	Yes	Select		NA	21
Oregon	HB 2388/May 97, SB74/July 03	Yes	Yes	No	Yes	Yes	All		No	No
Pennsylvania	SB 7059/Dec 96	Yes	No	No	Yes	Yes	MSUD/Select		NA	21 for males
Rhode Island		Yes	Yes	Yes	No	Yes	?		?	?
South Carolina	Legislation pending	Yes	No	Yes	No	Yes	Select		No	No
South Dakota	SB 89/Mar 92	Yes	No	No	Yes	Yes	?		NA	No
Tennessee	HB 165/July 96	Yes	No	No	Yes	Yes	Select		NA	No

Texas	TX Insurance Code Article 3.79/Sep 89, amended Apr 99	Yes	No	No	Yes	Yes	No	\$3500 (formula)	No
Utah	HB 205/Feb 98	Yes ¹⁶	Yes ¹⁶	No	Yes	Yes	Select	No	No
Vermont	SB 253/Oct 98	Yes	Yes	No	Yes	Yes	?	\$2,500	No
Virginia	HB 0452/March 00	Yes	No	No	Yes	Yes	?	\$2,000	18 (but pregnant women any age), College age for food
Washington		Yes	No	Yes	No	Yes	Select	NA	No
West Virginia		Yes	No	Yes	No	Yes	Galactosemia	NA	No
Wisconsin	Act 157/Mar 83	Yes	Yes	Yes	No	Yes	Yes	No	No

¹ Arkansas: State funds limited to those 21 years old or less with some exceptions.

² California: The state has other programs, such as CA Children's Services and the Genetically Handicapped Persons Program, that provide food and formula if the person has no insurance or has a policy that does not cover them, based on income.

³ California: Required to cover costs of food and formula to the extent that the cost exceeds cost for a "normal" diet.

⁴ Florida: Only available with special rider and increased premium on insurance. Not covered by HMO's.

⁵ Florida: The state provides a number of medical foods free of charge to all PKU patients regardless of age.

⁶ Hawaii: Disorders of amino acids, organic acids, carbohydrate and fat metabolism.

⁷ Indiana: State sliding fee scale, cap of \$1000 out of pocket.

⁸ Indiana: MCOs cover formula some of the time, not most of the time. Medicaid, WIC and Children's Special Health Care Services all cover formula but not food.

⁹ Kansas: \$1500 limitation for food applies if making less than \$300 over national guidelines for poverty.

¹⁰ Kentucky: Cap on food: \$4000; Cap on formula: \$25,000; All metabolic disorders covered.

¹¹ Maine: No state coverage except for those under age 18 and income eligible; also limited support for those not covered by state or insurance.

¹² Minnesota: Not specified in statute but the law has been interpreted by the Minnesota Depts. of Commerce and Health to cover low protein foods.

¹³ Mississippi: Requires financial qualification for Children's Medical Program.

¹⁴ Missouri: State law exempts all private insurance companies. If your insurance company denies coverage, the state has income restrictions.

¹⁵ North Dakota: insurance law covers anyone born after Dec. 31, 1962. Up to age 21, or for maternal PKU, formula is already provided under a state program. The Dept. of Human Services will provide formula free of charge for all males through age 21 and all females through age 44. Formula can be purchased at cost by individuals over the approved age limit. The Dept. will provide some low-protein foods, only for persons with Medicaid/Medicare coverage.

¹⁶ Utah: Deductible and co-pay for major medical insurance.

¹⁷ Louisiana: Formula is covered by insurance, Medicaid, and an additional state program. A state law only mandates coverage of food by insurance. The state program does not cover food.