

HOUSE BILL 1283

C3

8lr3075

By: **Delegates Kelly, Ali, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Carr, Clippinger, Davis, Dumais, Ebersole, Fennell, Flanagan, Fraser–Hidalgo, Frick, Frush, Gaines, Gibson, Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Hettleman, Hixson, Holmes, C. Howard, Jalisi, Jones, Kaiser, Knotts, Korman, Kramer, Lam, J. Lewis, R. Lewis, Lierman, Lisanti, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Morhaim, Mosby, Patterson, Pena–Melnik, Platt, Proctor, Queen, Reznik, Robinson, Rosenberg, Sample–Hughes, Sanchez, Stein, Sydnor, Tarlau, Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, Wilkins, K. Young, and P. Young**

Introduced and read first time: February 9, 2018

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Health Insurance – Prescription Contraceptives – Coverage for Single**
3 **Dispensing**

4 FOR the purpose of altering the length of the period for which a certain insurer, nonprofit
5 health service plan, and health maintenance organization is required to provide
6 coverage for a single dispensing of a supply of prescription contraceptives; repealing
7 a certain provision of law authorizing a certain insurer, nonprofit health service
8 plan, and health maintenance organization to provide coverage for a supply of
9 prescription contraceptives that is for less than a certain period; making conforming
10 changes; providing for the application of this Act; providing for a delayed effective
11 date; and generally relating to health insurance coverage for prescription
12 contraceptives.

13 BY repealing and reenacting, without amendments,
14 Article – Insurance
15 Section 15–826.1(a) and (b)
16 Annotated Code of Maryland
17 (2017 Replacement Volume)

18 BY repealing and reenacting, with amendments,
19 Article – Insurance
20 Section 15–826.1(d)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland
2 (2017 Replacement Volume)

3 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
4 That the Laws of Maryland read as follows:

5 **Article – Insurance**

6 15–826.1.

7 (a) In this section, “authorized prescriber” has the meaning stated in § 12–101 of
8 the Health Occupations Article.

9 (b) This section applies to:

10 (1) insurers and nonprofit health service plans that provide coverage for
11 contraceptive drugs and devices under individual, group, or blanket health insurance
12 policies or contracts that are issued or delivered in the State; and

13 (2) health maintenance organizations that provide coverage for
14 contraceptive drugs and devices under individual or group contracts that are issued or
15 delivered in the State.

16 (d) (1) [Except as provided in paragraphs (2) and (3) of this subsection, an] **AN**
17 entity subject to this section shall provide coverage for a single dispensing to an insured or
18 an enrollee of a supply of prescription contraceptives for a [6–month] **12–MONTH** period.

19 [(2) Subject to § 15–824 of this subtitle, an entity subject to this section may
20 provide coverage for a supply of prescription contraceptives that is for less than a 6–month
21 period, if a 6–month supply would extend beyond the plan year.

22 (3) Paragraph (1) of this subsection does not apply to the first 2–month
23 supply of prescription contraceptives dispensed to an insured or an enrollee under:

24 (i) the initial prescription for the contraceptives; or

25 (ii) any subsequent prescription for a contraceptive that is different
26 than the last contraceptive dispensed to the insured or the enrollee.]

27 [(4)] **(2)** Whenever an entity subject to this section increases the
28 copayment for a single dispensing of a supply of prescription contraceptives for a [6–month]
29 **12–MONTH** period, the entity shall also increase proportionately the dispensing fee paid to
30 the pharmacist.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to all
32 policies, contracts, and health benefit plans subject to this Act that are issued, delivered,

1 or renewed in the State on or after January 1, 2019.

2 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
3 January 1, 2019.