

HOUSE BILL 759

C3
HB 1402/18 – HGO

9lr0958

By: **Delegates Morgan, Buckel, Carr, Charles, Chisholm, Hill, Kelly, Kerr, Kipke, Krebs, Pena–Melnik, Saab, Sample–Hughes, and Szeliga**

Introduced and read first time: February 8, 2019

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Pharmacy Benefits Managers – Pharmacy Choice**

3 FOR the purpose of prohibiting a pharmacy benefits manager from requiring that a
4 beneficiary use a specific pharmacy or entity to fill a prescription if the pharmacy
5 benefits manager has an ownership interest in the pharmacy or entity or if the
6 pharmacy or entity has an ownership interest in the pharmacy benefits manager;
7 and generally relating to pharmacy benefits managers.

8 BY adding to

9 Article – Insurance

10 Section 15–1611.1

11 Annotated Code of Maryland

12 (2017 Replacement Volume and 2018 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

14 That the Laws of Maryland read as follows:

15 **Article – Insurance**

16 **15–1611.1.**

17 **A PHARMACY BENEFITS MANAGER MAY NOT REQUIRE THAT A BENEFICIARY**
18 **USE A SPECIFIC PHARMACY OR ENTITY TO FILL A PRESCRIPTION IF:**

19 **(1) THE PHARMACY BENEFITS MANAGER HAS AN OWNERSHIP**
20 **INTEREST IN THE PHARMACY OR ENTITY; OR**

21 **(2) THE PHARMACY OR ENTITY HAS AN OWNERSHIP INTEREST IN THE**
22 **PHARMACY BENEFITS MANAGER.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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