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1997 Regular Session
7lr0576

By: Delegates Frank, Stup, Love, and Hecht ~~Hecht, Morhaim, Donoghue, Kach,~~
~~Goldwater, Boston, Barve, Krysiak, and Exum~~

Introduced and read first time: January 23, 1997

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 11, 1997

CHAPTER ____

1 AN ACT concerning

2 Health Insurance - Maintenance Drug Prescriptions - Supply Quantity

3 FOR the purpose of requiring certain health insurers, nonprofit health service plans, and
4 health maintenance organizations that offer drug coverage to allow an insured or
5 enrollee to receive a certain supply quantity of a maintenance drug in a single
6 dispensing of a prescription under certain circumstances; providing for the
7 application of this Act; defining a certain term; and generally relating to requiring
8 certain health insurers, nonprofit health service plans, and health maintenance
9 organizations to allow an insured or enrollee to receive a certain supply quantity of
10 a maintenance drug in a single dispensing under certain circumstances.

11 BY adding to

12 Article - Insurance

13 Section 15-822

14 Annotated Code of Maryland

15 (1995 Volume and 1996 Supplement)

16 (As enacted by Chapter ____ (H.B. 11) of the Acts of the General Assembly of

17 1997)

18 BY adding to

19 Article - Health - General

20 Section 19-706(n)

21 Annotated Code of Maryland

22 (1996 Replacement Volume and 1996 Supplement)

2

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

3 **Article - Insurance**

4 15-822.

5 (A) IN THIS SECTION, "AUTHORIZED PRESCRIBER" HAS THE MEANING
6 STATED IN § 12-101 OF THE HEALTH OCCUPATIONS ARTICLE.

7 (B) THIS SECTION APPLIES TO:

8 (1) INSURERS AND NONPROFIT HEALTH SERVICE PLANS THAT PROVIDE
9 COVERAGE FOR DRUGS UNDER HEALTH INSURANCE POLICIES OR CONTRACTS
10 THAT ARE DELIVERED OR ISSUED FOR DELIVERY IN THE STATE TO EMPLOYERS OR
11 INDIVIDUALS ON A GROUP OR INDIVIDUAL BASIS;

12 (2) HEALTH MAINTENANCE ORGANIZATIONS THAT PROVIDE
13 COVERAGE FOR DRUGS UNDER CONTRACTS THAT ARE DELIVERED OR ISSUED FOR
14 DELIVERY IN THE STATE TO EMPLOYERS OR INDIVIDUALS ON A GROUP OR
15 INDIVIDUAL BASIS; AND

16 (3) A HEALTH INSURANCE CONTRACT OR POLICY PROVIDES
17 COVERAGE FOR DRUGS THAT IS ISSUED TO A SMALL EMPLOYER UNDER SUBTITLE
18 12 OF THIS TITLE.

19 (C) THIS SECTION DOES NOT APPLY TO AN INSURED OR ENROLLEE WHO IS A
20 RESIDENT OF A LONG-TERM CARE FACILITY OR RELATED INSTITUTION.

21 (D) AN ENTITY SUBJECT TO THIS SECTION SHALL ALLOW AN INSURED OR
22 ENROLLEE, IF AUTHORIZED BY AN AUTHORIZED PRESCRIBER, TO RECEIVE UP TO A
23 ~~400-DAY~~ 90-DAY SUPPLY OF A MAINTENANCE DRUG IN A SINGLE DISPENSING OF
24 THE PRESCRIPTION.

25 **Article - Health - General**

26 19-706.

27 (N) THE PROVISIONS OF § 15-822 OF THE INSURANCE ARTICLE SHALL APPLY
28 TO HEALTH MAINTENANCE ORGANIZATIONS.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to all
30 policies of health benefit plans issued, delivered, or renewed in the State on or after the
31 effective date of this Act.

32 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 October 1, 1997.

