

SENATE BILL 376

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2003 Regular Session
(3r0859)

ENROLLED BILL
-- Finance/Health and Government Operations --

Introduced by **Senators Klausmeier and Hollinger**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Health - Pharmacies - Electronic Reimbursement by the Department of**
3 **Health and Mental Hygiene**

4 FOR the purpose of authorizing certain pharmacies to receive a certain
5 reimbursement electronically from the Department of Health and Mental
6 Hygiene under the Maryland Medical Assistance Program; *providing that this*
7 *Act does not apply to a person providing pharmacy benefit manager services;*
8 *providing for a delayed effective date;* and generally relating to the electronic
9 claim reimbursement of pharmacies by the Department of Health and Mental
10 Hygiene.

11 BY repealing and reenacting, without amendments,
12 Article - Health - General
13 Section 15-101(i) and 15-105(a)
14 Annotated Code of Maryland
15 (2000 Replacement Volume and 2002 Supplement)

1 BY adding to
2 Article - Health - General
3 Section 15-105.1
4 Annotated Code of Maryland
5 (2000 Replacement Volume and 2002 Supplement)

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

8 **Article - Health - General**

9 15-101.

10 (i) "Program" means the Maryland Medical Assistance Program.

11 15-105.

12 (a) The Department shall adopt rules and regulations for the reimbursement
13 of providers under the Program. However, except for an invoice that must be
14 submitted to a Medicare intermediary or Medicare carrier for an individual who may
15 have both Medicare and Medicaid coverage, payment may not be made for an invoice
16 that is received more than 1 year after the dates of the services given.

17 15-105.1.

18 (A) THIS SECTION DOES NOT APPLY TO A PERSON PROVIDING PHARMACY
19 BENEFIT MANAGER SERVICES.

20 (B) IF A PHARMACY IS REQUIRED TO SUBMIT A REQUEST FOR PAYMENT
21 ELECTRONICALLY TO THE DEPARTMENT UNDER § 15-105(A) OF THIS SUBTITLE, THEN
22 THE PHARMACY MAY CHOOSE TO BE REIMBURSED ELECTRONICALLY, AND IN THAT
23 EVENT, THE DEPARTMENT SHALL REIMBURSE THE PHARMACY ELECTRONICALLY
24 UNDER THE PROGRAM.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 October 1, ~~2003~~ 2004.