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By: Delegates Donoghue, Anderson, Aumann, Barkley, Bartlett, Barve, Bates, Benson, Bobo, Bohanan, Boschert, Boteler, Bozman, Branch, Bromwell, Bronrott, Brown, Burns, Busch, Cadden, Cane, Cardin, Carter, G. Clagett, V. Clagett, Cluster, Conroy, Conway, Costa, Cryor, C. Davis, D. Davis, DeBoy, Doory, Dumais, Dwyer, Eckardt, Edwards, Elliott, Elmore, Feldman, Franchot, Frank, Frush, Gaines, Gilleland, Glassman, Goldwater, Goodwin, Gordon, Griffith, Gutierrez, Haddaway, Hammen, Harrison, Haynes, Healey, Heller, Hixson, Hogan, Holmes, Howard, Hubbard, Impallaria, James, Jameson, Jennings, Jones, Kach, Kaiser, Kelley, Kelly, King, Kirk, Kohl, Krebs, Krysiak, Kullen, Lawton, Lee, Leopold, Levy, Love, Madaleno, Malone, Mandel, Marriott, Mayer, McComas, McConkey, McDonough, McHale, McIntosh, McKee, McMillan, Menes, Miller, Minnick, Moe, Montgomery, Morhaim, Murray, Myers, Nathan-Pulliam, Niemann, Oaks, O'Donnell, Paige, Parker, Parrott, Patterson, Pendergrass, Petzold, Proctor, Pugh, Quinter, Ramirez, Rosenberg, Ross, Rudolph, Shank, Shewell, Simmons, Smigiel, Sophocleus, Sossi, Stern, Stocksdale, Stull, Taylor, Trueschler, F. Turner, V. Turner, Vallario, Vaughn, Walkup, Weir, Weldon, Wood, and Zirkin

Introduced and read first time: February 8, 2006

Assigned to: Health and Government Operations

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A BILL ENTITLED

1 AN ACT concerning

2 **Health - Maryland Medbank Program - Sunset Repeal**

3 FOR the purpose of repealing a certain termination provision relating to the  
4 Maryland Medbank Program; and generally relating to the Maryland Medbank  
5 Program.

6 BY repealing and reenacting, without amendments,  
7 Article - Health - General  
8 Section 15-124.2  
9 Annotated Code of Maryland  
10 (2005 Replacement Volume and 2005 Supplement)

11 BY repealing and reenacting, with amendments,  
12 Chapter 236 of the Acts of the General Assembly of 2003, as amended by  
13 Chapter 25 of the Acts of the General Assembly of 2004  
14 Section 2

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

3 **Article - Health - General**

4 15-124.2.

5 (a) In this section, "Program" means the Maryland Medbank Program  
6 established under this section.

7 (b) There is a Maryland Medbank Program.

8 (c) The purpose of the Program is to improve the health status of individuals  
9 throughout the State who lack prescription drug coverage by providing access to  
10 medically necessary prescription drugs through patient assistance programs  
11 sponsored by pharmaceutical drug manufacturers.

12 (d) (1) Subject to paragraph (2) of this subsection, the Program shall be  
13 administered by the Medbank of Maryland, Inc.

14 (2) The Medbank of Maryland, Inc. shall contract with one or more  
15 government or nonprofit entities to operate the Program.

16 (e) (1) The Program shall be funded through a grant provided by the  
17 Department.

18 (2) Program funds may be used in part to:

19 (i) Purchase interim supplies of prescription drugs for enrollees  
20 who have applied to participate in a manufacturer's patient assistance program but  
21 have not yet received the approved prescription drug; and

22 (ii) Distribute medication to enrollees who have been approved to  
23 participate in a manufacturer's patient assistance program.

24 (f) (1) The Medbank of Maryland, Inc. shall ensure that the Program is  
25 available to residents in each of the following geographic regions of the State:

26 (i) Western Maryland;

27 (ii) The Eastern Shore;

28 (iii) The Baltimore metropolitan area;

29 (iv) The Maryland counties in the Washington, D.C. metropolitan  
30 area; and

31 (v) Southern Maryland, including Anne Arundel County.

32 (2) Medbank of Maryland, Inc. shall be the central coordinating office for  
33 the State.

1 (g) Eligibility for the Program shall be limited only by the criteria established  
2 by pharmaceutical manufacturers for their patient assistance programs.

3 (h) (1) The Department shall require detailed financial reports at least  
4 quarterly from Medbank of Maryland, Inc.

5 (2) The Medbank of Maryland, Inc. shall release funds to the entities  
6 that operate the Program as needed and justified by the quarterly reports filed in  
7 accordance with paragraph (1) of this subsection.

8 (i) On or before December 1, 2001, and annually thereafter, the Department  
9 and Medbank of Maryland, Inc. shall report to the Governor and, in accordance with  
10 § 2-1246 of the State Government Article, to the General Assembly, on the status of  
11 the Maryland Medbank Program established under this section, including:

12 (1) The number and demographic characteristics of the State residents  
13 served by the Program;

14 (2) The types and retail value of prescription drugs accessed through the  
15 Program;

16 (3) The nature and extent of outreach performed to inform State  
17 residents of the assistance available through the Program; and

18 (4) The total volume and retail value of each brand name drug, by  
19 manufacturer, accessed through the Program.

20 **Chapter 236 of the Acts of 2003, as amended by Chapter 25 of the Acts of 2004**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 June 1, 2003. [Section 15-124.2 of the Health - General Article as enacted by this Act  
23 shall remain effective for a period of 3 years and 1 month and, at the end of June 30,  
24 2006, with no further action required by the General Assembly, § 15-124.2 of the  
25 Health - General Article as enacted by this Act shall be abrogated and of no further  
26 force and effect.]

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 June 1, 2006.