

SB0791/587975/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 791
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after “terms;” insert “altering a certain definition; requiring the Board of Pharmacy and the Board of Physicians to submit a certain report to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act;”; and after line 26, insert:

“BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 12–101(a)
Annotated Code of Maryland
(2005 Replacement Volume and 2008 Supplement)”.

On page 2, in line 1, strike “12–6A–01” and substitute “12–101(s)(1), 12–6A–01,”.

AMENDMENT NO. 2

On page 3, strike beginning with “PROVIDES” in line 18 down through “ORGANIZATION” in line 24 and substitute “:

(I) CONTRACTS WITH ONE MULTISPECIALTY GROUP OF PHYSICIANS WHO ARE EMPLOYED BY AND SHAREHOLDERS OF THE MULTISPECIALTY GROUP; AND

(II) PROVIDES AND ARRANGES FOR THE PROVISION OF PHYSICIAN SERVICES TO PATIENTS AT MEDICAL FACILITIES OPERATED BY THE

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HEALTH MAINTENANCE ORGANIZATION"; in line 31, strike "MEANS A" and substitute "MEANS:

(I) A";

and in line 32, after "ORGANIZATION" insert "; OR

(II) AN INDIVIDUAL TO WHOM THE GROUP MODEL HEALTH MAINTENANCE ORGANIZATION IS CONTRACTUALLY OR LEGALLY OBLIGATED TO PROVIDE, OR ARRANGE TO PROVIDE, HEALTH CARE SERVICES".

AMENDMENT NO. 3

On page 5, after line 19, insert:

"12-101.

(a) In this title the following words have the meanings indicated.

(s) (1) "Practice pharmacy" means to engage in any of the following activities:

(i) Providing pharmaceutical care;

(ii) Compounding, dispensing, or distributing prescription drugs or devices;

(iii) Compounding or dispensing nonprescription drugs or devices;

(iv) Monitoring prescriptions for prescription and nonprescription drugs or devices;

(v) Providing information, explanation, or recommendations to patients and health care practitioners about the safe and effective use of prescription or nonprescription drugs or devices;

(vi) Identifying and appraising problems concerning the use or monitoring of therapy with drugs or devices;

(vii) Acting within the parameters of a therapy management contract, as provided under Subtitle 6A of this title;

(viii) Administering an influenza vaccination in accordance with § 12-508 of this title;

(ix) Delegating a pharmacy act to a registered pharmacy technician, pharmacy student, or an individual engaged in a Board approved pharmacy technician training program; [or]

(x) Supervising a delegated pharmacy act performed by a registered pharmacy technician, pharmacy student, or an individual engaged in a Board approved pharmacy technician training program; OR

(XI) PROVIDING DRUG THERAPY MANAGEMENT IN ACCORDANCE WITH § 19-713.6 OF THE HEALTH – GENERAL ARTICLE.”;

and strike beginning with “MEANS” in line 22 down through “ORGANIZATION” in line 29 and substitute “**HAS THE MEANING STATED IN § 19-713.6 OF THE HEALTH – GENERAL ARTICLE**”.

AMENDMENT NO. 4

On page 6, after line 31, insert:

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“SECTION 2. AND BE IT FURTHER ENACTED, That:

On or before December 1, 2012, the Board of Pharmacy and the Board of Physicians shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly on:

(1) the effect of this Act and any recommendations for legislative or regulatory action; and

(2) the outcomes achieved by drug therapy management as provided for under this Act.”;

in line 32, strike “2.” and substitute “3.”; and in line 33, after “2009.” insert “It shall remain in effect for a period of 4 years and, at the end of September 30, 2013, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.