

**HB0725/886385/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 725

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “exceptions;” insert “prohibiting the Boards from approving a physician–pharmacist agreement under certain circumstances; providing for the duration and renewal of a physician–pharmacist agreement;”; in line 15, after “terms;” insert “altering a certain definition;”; 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 2, 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 HEALTH MAINTENANCE ORGANIZATION”;**

(Over)

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 4, after line 34, insert:

“(E) THE BOARD OF PHYSICIANS AND THE BOARD OF PHARMACY MAY NOT APPROVE A PHYSICIAN–PHARMACIST AGREEMENT IF THE BOARDS FIND THAT THERE IS:

(1) INADEQUATE TRAINING, EXPERIENCE, OR EDUCATION OF THE PHYSICIANS OR PHARMACISTS TO IMPLEMENT THE PROTOCOL OR PROTOCOLS SPECIFIED IN THE PHYSICIAN–PHARMACIST AGREEMENT; OR

(2) A FAILURE TO SATISFY THE REQUIREMENTS OF:

(I) THIS SECTION OR TITLE 14 OF THE HEALTH – OCCUPATIONS ARTICLE; OR

(II) ANY REGULATIONS ADOPTED BY THE BOARD OF PHYSICIANS AND THE BOARD OF PHARMACY UNDER THIS SECTION.

**(F) A PHYSICIAN-PHARMACIST AGREEMENT UNDER THIS SECTION SHALL BE VALID FOR 2 YEARS FROM THE DATE OF ITS FINAL APPROVAL BY THE BOARD OF PHYSICIANS AND THE BOARD OF PHARMACY AND MAY BE RENEWED FOR ADDITIONAL 2-YEAR TERMS WITH APPROVAL FROM THE BOARD OF PHYSICIANS AND THE BOARD OF PHARMACY.**

AMENDMENT NO. 4

On page 5, in lines 1, 4, and 15, strike “(E)”, “(F)”, and “(G)”, respectively, and substitute “(G)”, “(H)”, and “(I)”, respectively; 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;

(Over)

(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**”.