

# HOUSE BILL 1376

C3  
HB 1162/17 – HGO

8lr2659  
CF SB 1077

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By: **Delegates Morgan, Anderton, Carozza, Ghrist, Mautz, Otto, and Sample-Hughes**

Introduced and read first time: February 9, 2018

Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Pharmacy Benefits – Processing and Adjudication of Claims – Restrictions on**  
3 **Fees**

4 FOR the purpose of prohibiting pharmacy benefits managers or certain purchasers from  
5 directly or indirectly charging a contracted pharmacy, or holding a contracted  
6 pharmacy responsible for, certain fees; defining a certain term; and generally  
7 relating to pharmacy benefits, fees, and the processing and adjudication of claims.

8 BY adding to

9 Article – Insurance

10 Section 15–1628.2

11 Annotated Code of Maryland

12 (2017 Replacement Volume)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

14 That the Laws of Maryland read as follows:

15 **Article – Insurance**

16 **15–1628.2.**

17 **(A) IN THIS SECTION, “CONTRACTED PHARMACY” HAS THE MEANING**  
18 **STATED IN § 15–1628.1 OF THIS SUBTITLE.**

19 **(B) A PHARMACY BENEFITS MANAGER OR A PURCHASER MAY NOT**  
20 **DIRECTLY OR INDIRECTLY CHARGE A CONTRACTED PHARMACY, OR HOLD A**  
21 **CONTRACTED PHARMACY RESPONSIBLE FOR, A FEE RELATED TO A CLAIM THAT IS**  
22 **NOT:**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   **(1) SPECIFICALLY ENUMERATED BY THE PHARMACY BENEFITS**  
2 **MANAGER OR PURCHASER AT THE TIME OF CLAIM PROCESSING; OR**

3                   **(2) REPORTED ON THE INITIAL REMITTANCE ADVICE OF AN**  
4 **ADJUDICATED CLAIM.**

5                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
6 October 1, 2018.