

HOUSE BILL 1402

C3

8lr1648

By: **Delegates Adams and Saab**

Introduced and read first time: February 9, 2018

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Pharmacy Benefits Managers – Pharmacy Choice**

3 FOR the purpose of prohibiting a pharmacy benefits manager from requiring that a
4 beneficiary use a specific pharmacy or entity to fill a prescription if the pharmacy
5 benefits manager has an ownership interest in the pharmacy or entity or if the
6 pharmacy or entity has an ownership interest in the pharmacy benefits manager;
7 and generally relating to pharmacy benefits managers.

8 BY adding to

9 Article – Insurance

10 Section 15–1611

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 **15–1611.**

17 **A PHARMACY BENEFITS MANAGER MAY NOT REQUIRE THAT A BENEFICIARY**
18 **USE A SPECIFIC PHARMACY OR ENTITY TO FILL A PRESCRIPTION IF:**

19 **(1) THE PHARMACY BENEFITS MANAGER HAS AN OWNERSHIP**
20 **INTEREST IN THE PHARMACY OR ENTITY; OR**

21 **(2) THE PHARMACY OR ENTITY HAS AN OWNERSHIP INTEREST IN THE**
22 **PHARMACY BENEFITS MANAGER.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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