

HOUSE BILL 1107

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By: **Delegate Hill**

Introduced and read first time: February 5, 2021

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Medical Assistance Program – Supplemental Rebate Program –**
3 **Subscription Model for Hepatitis C Therapies**

4 FOR the purpose of requiring, on or before a certain date, the Maryland Department of
5 Health to apply to the Centers for Medicare and Medicaid Services for a State plan
6 amendment that authorizes certain supplemental rebate agreements and seeks an
7 approval that authorizes a certain subscription model; requiring, to the extent
8 possible, the Maryland Department of Health, in collaboration with the Department
9 of Public Safety and Correctional Services and other relevant State agencies, to
10 develop a certain subscription model that covers certain individuals in a certain
11 manner; and generally relating to a State plan amendment and supplemental rebate
12 agreements.

13 BY adding to

14 Article – Health – General

15 Section 15–119

16 Annotated Code of Maryland

17 (2019 Replacement Volume and 2020 Supplement)

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

20 **Article – Health – General**

21 **15–119.**

22 **(A) ON OR BEFORE DECEMBER 1, 2021, THE DEPARTMENT SHALL APPLY TO**
23 **THE CENTERS FOR MEDICARE AND MEDICAID SERVICES FOR A STATE PLAN**
24 **AMENDMENT THAT:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(1) AUTHORIZES THE STATE TO ENTER INTO VALUE-BASED**
2 **ARRANGEMENTS WITH DRUG MANUFACTURERS THROUGH SUPPLEMENTAL REBATE**
3 **AGREEMENTS; AND**

4 **(2) SEEKS AN APPROVAL THAT AUTHORIZES A SUBSCRIPTION MODEL**
5 **FOR HEPATITIS C THERAPIES REGARDLESS OF DISEASE SEVERITY OR FIBROSIS**
6 **LEVEL, AS DETERMINED BY METAVIR SCORE OR AN ALTERNATIVE**
7 **NATIONALLY RECOGNIZED DIAGNOSTIC OR PROGNOSTIC ASSESSMENT TOOL.**

8 **(B) TO THE EXTENT PRACTICABLE, THE DEPARTMENT, IN COORDINATION**
9 **WITH THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES AND**
10 **ANY OTHER RELEVANT STATE AGENCY, SHALL DEVELOP A SUBSCRIPTION MODEL**
11 **FOR HEPATITIS C THERAPIES THAT COVERS ALL ELIGIBLE INDIVIDUALS SERVED BY**
12 **A STATE PROGRAM WHILE PRESERVING THE ABILITY TO MAXIMIZE THE USE OF**
13 **FEDERAL FUNDS.**

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
15 1, 2021.