

HOUSE BILL 1291

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EMERGENCY BILL

5lr3123

By: **Delegate Bromwell**

Rules suspended

Introduced and read first time: March 27, 2015

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Medicaid Managed Care Organizations – Enrollees Access to Pharmacy**
3 **Services**
4 **(Any Willing Pharmacy)**

5 FOR the purpose of requiring a certain program under which Maryland Medical Assistance
6 Program recipients are required to enroll in managed care organizations to ensure
7 that enrollees may elect to receive pharmacy services at a site in the pharmacy
8 provider network of any managed care organization; making this Act an emergency
9 measure; and generally relating to access to pharmacy services for enrollees of
10 managed care organizations.

11 BY repealing and reenacting, without amendments,
12 Article – Health – General
13 Section 15–103(a)(1) and (b)(1)
14 Annotated Code of Maryland
15 (2009 Replacement Volume and 2014 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Health – General
18 Section 15–103(b)(7)
19 Annotated Code of Maryland
20 (2009 Replacement Volume and 2014 Supplement)

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

23 **Article – Health – General**

24 15–103.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) (1) The Secretary shall administer the Maryland Medical Assistance
2 Program.

3 (b) (1) As permitted by federal law or waiver, the Secretary may establish a
4 program under which Program recipients are required to enroll in managed care
5 organizations.

6 (7) (I) [The] SUBJECT TO SUBPARAGRAPH (II) OF THIS
7 PARAGRAPH, THE program developed under paragraph (1) of this subsection shall ensure
8 that enrollees have access to a pharmacy that:

9 [(i)] 1. Is licensed in the State; and

10 [(ii)] 2. Is within a reasonable distance from the enrollee's
11 residence.

12 (II) THE PROGRAM DEVELOPED UNDER PARAGRAPH (1) OF
13 THIS SUBSECTION SHALL ENSURE THAT AN ENROLLEE MAY ELECT TO RECEIVE
14 PHARMACY SERVICES AT A SITE IN THE PHARMACY PROVIDER NETWORK OF ANY
15 MANAGED CARE ORGANIZATION.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
17 measure, is necessary for the immediate preservation of the public health or safety, has
18 been passed by a ye and nay vote supported by three-fifths of all the members elected to
19 each of the two Houses of the General Assembly, and shall take effect from the date it is
20 enacted.