

# HOUSE BILL 885

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By: **Delegates Sample–Hughes and Kipke**  
Introduced and read first time: February 3, 2020  
Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Pharmacy Benefits Managers – Duties and Obligations**

3 FOR the purpose of establishing that a pharmacy benefits manager has a duty and an  
4 obligation to certain persons to perform pharmacy benefits management services in  
5 a certain manner; and generally relating to the duties and obligations of pharmacy  
6 benefits managers.

7 BY adding to

8 Article – Insurance

9 Section 15–1612.1

10 Annotated Code of Maryland

11 (2017 Replacement Volume and 2019 Supplement)

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

14 **Article – Insurance**

15 **15–1612.1.**

16 **A PHARMACY BENEFITS MANAGER HAS A DUTY AND AN OBLIGATION TO THE**  
17 **BENEFICIARY AND THE PURCHASER TO PERFORM ALL PHARMACY BENEFITS**  
18 **MANAGEMENT SERVICES:**

19 **(1) WITH CARE, SKILL, PRUDENCE, DILIGENCE, AND**  
20 **PROFESSIONALISM; AND**

21 **(2) PRIMARILY IN THE BEST INTERESTS OF THE BENEFICIARY AND**  
22 **THE PURCHASER.**

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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, 2020.