

**HB1273/126081/3**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1273

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Valderrama” and substitute “Valderrama, Bagnall, Barron, Belcastro, Bhandari, Carr, Charles, Chisholm, Cullison, Morgan, Pena–Melnyk, Pendergrass, Reilly, Rosenberg, Sample–Hughes, and K. Young”; in line 2, strike “Claims by”; in the same line, strike “Deadlines” and substitute “Authorization to Withdraw and Resubmit Claims”; strike beginning with “authorizing” in line 3 down through “term;” in line 8 and substitute “requiring a pharmacy benefits manager to allow a pharmacy or pharmacist to withdraw and resubmit certain claims with a certain number of days after a preliminary audit report is delivered or, if a pharmacy or pharmacist requests an internal audit, within a certain number of days after the conclusion of the internal appeals process;”; in line 12, strike “15–141(a)(2) and”; after line 14, insert:

“BY repealing and reenacting, with amendments,

Article - Insurance

Section 15-1629(d)(7)

Annotated Code of Maryland

(2017 Replacement Volume and 2019 Supplement)”;

in line 17, strike “15–144” and substitute “15–1629(d–1)”; and strike in their entirety lines 20 through 24, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 2 through 17, inclusive; in line 25, strike the brackets; in line 26, strike “11–MONTH”; and after line 27, insert:

**“(D–1) IF A CONTRACT BETWEEN A PHARMACY OR PHARMACIST AND A PHARMACY BENEFITS MANAGER SPECIFIES A PERIOD OF TIME IN WHICH A**

(Over)

PHARMACY OR PHARMACIST IS ALLOWED TO WITHDRAW AND RESUBMIT A CLAIM AND THAT PERIOD OF TIME EXPIRES BEFORE THE PHARMACY BENEFITS MANAGER DELIVERS A PRELIMINARY AUDIT REPORT THAT IDENTIFIES DISCREPANCIES, THE PHARMACY BENEFITS MANAGER SHALL ALLOW THE PHARMACY OR PHARMACIST TO WITHDRAW AND RESUBMIT A CLAIM WITHIN 30 DAYS AFTER:

(1) THE PRELIMINARY AUDIT REPORT IS DELIVERED IF THE PHARMACY OR PHARMACIST DOES NOT REQUEST AN INTERNAL APPEAL UNDER SUBSECTION (I) OF THIS SECTION; OR

(2) THE CONCLUSION OF THE INTERNAL APPEALS PROCESS UNDER SUBSECTION (I) OF THIS SECTION IF THE PHARMACY OR PHARMACIST REQUESTS AN INTERNAL APPEAL.”.