

Department of Legislative Services
Maryland General Assembly
2019 Session

FISCAL AND POLICY NOTE
First Reader

House Bill 1148 (Delegate Krimm)
Health and Government Operations

Insurance - Pharmacy Benefits Managers - Records and Notice Concerning
Medications Dispensed to Insureds

This bill requires a pharmacy benefits manager (PBM) to maintain adequate medication dispensing records for each insured who is (1) age 65 or older; (2) receiving pharmacy benefits through the State Employee and Retiree Health and Welfare Benefits Program (State plan); and (3) provided the pharmacy benefits through the PBM. A PBM must notify pharmacists and prescribers providing health care services to such an insured of any potential problems that the PBM identifies concerning the medications that have been dispensed to the insured, as specified.

Fiscal Summary

State Effect: No effect on the State plan as the PBM provides this service under the current prescription drug contract. Revenues are not affected.

Local Effect: None.

Small Business Effect: None.

Analysis

Current Law: A PBM is a business that administers and manages prescription drug benefit plans for purchasers. A PBM must register with the Maryland Insurance Administration prior to providing pharmacy benefits management services. The Insurance Commissioner is authorized to examine the affairs, transactions, accounts, and records of a registered PBM at the PBM's expense. A PBM is prohibited from shipping, mailing, or delivering prescription drugs or devices to a person in the State through a nonresident

pharmacy unless the nonresident pharmacy holds a nonresident pharmacy permit from the State Board of Pharmacy.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Department of Budget and Management; Maryland Department of Health; Maryland Health Benefit Exchange; Maryland Insurance Administration; Department of Legislative Services

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