

SEC. 14. *And be it further enacted*, That this Act shall take effect June 1, 1969.

Approved May 2, 1969.

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CHAPTER 410  
(House Bill 346)

AN ACT to repeal and re-enact, with amendments, Section 42(a) of Article 43 of the Annotated Code of Maryland (1968 Supplement), title "Health," subtitle "Miscellaneous Provisions," providing that the Department of Health, in conjunction with certain advisory committees, shall determine which drugs shall be listed in a formulary system for purposes of the Maryland Medicaid Program; requiring the Department to publish this formulary list including generic drugs having clinical equivalency; and providing a reimbursement form for drugs prescribed under the Medicaid Program in Maryland.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 42(a) of Article 43 of the Annotated Code of Maryland (1968 Supplement), title "Health," subtitle "Miscellaneous Provisions," be and the same is hereby repealed and re-enacted, with amendments, to read as follows:

42(a).

The State Board of Health and Mental Hygiene shall (1) administer a program of comprehensive medical and other care in the State of Maryland for indigent and medically indigent persons, or either of such classes; for this purpose the Board of Health and Mental Hygiene is hereby authorized to contract with physicians, dentists, optometrists (as defined in Section 372 of this article), pharmacists, hospitals, nursing homes, nurses, opticians; and other health practitioners duly licensed or certified in this State who perform services upon the prescription or referral of a physician for the treatment of eligible persons; within the provisions of the budget the said Board is hereby authorized to provide bedside nursing care for eligible persons. (2) The Board of Health and Mental Hygiene shall conduct and operate such hospitals as may be established by law and placed under the jurisdiction of the said Board of Health and Mental Hygiene for the care of persons suffering from chronic diseases.

*The State Department of Health and the Physicians and Pharmacists Services Subcommittees of the Maryland Medical Assistance Program Advisory Committee shall meet jointly to determine which drugs shall be listed in a formulary system; and after such meetings, the Department shall publish such formulary, which shall include those generic drugs having clinical equivalency. The above Subcommittees shall take due recognition of studies and recommendations of the U.S. Food and Drug Administration. AND SHALL CONSULT WITH VARIOUS SCHOOLS OF PHARMACY AND SUCH OTHER MEDICAL AND PHARMACOLOGICAL EXPERTS AS IT SHALL DEEM ADVISABLE.*