

## CHAPTER 437

(Senate Bill 181)

AN ACT concerning

State Medical Assistance Program -  
Financial Eligibility-Drugs

FOR the purpose of requiring ~~that regulations of the Department of Health and Mental Hygiene shall include as a deduction from a person's income the anticipated monthly cost to operate a Pharmacy Assistance Program for certain persons whose income does not exceed a certain level; and requiring the Pharmacy Assistance Program to pay for all legend drugs for certain persons except for a certain copayment for each prescription of medicines and medical appliances; and providing for alternative methods of establishing the anticipated monthly cost assets and gross annual income do not exceed certain levels; and requiring the Pharmacy Assistance Program to reimburse providers for certain prescription drugs up to a certain amount and subject to a certain copayment.~~

BY adding to

Article 43 - Health  
Section 42J  
Annotated Code of Maryland  
(1971 Replacement Volume and 1977 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

## Article 43 - Health

42J.

~~REGULATIONS ADOPTED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE GOVERNING FINANCIAL ELIGIBILITY FOR THE STATE MEDICAL ASSISTANCE PROGRAM SHALL INCLUDE AS A DEDUCTION FROM A PERSON'S INCOME THE DOCUMENTED ANTICIPATED MONTHLY COST OF THE PERSON'S MEDICINES AND MEDICAL APPLIANCES. THE DOCUMENTATION MAY BE PROVIDED BY A PHYSICIAN'S STATEMENT OF NEED AND A PHARMACIST'S STATEMENT OF ANTICIPATED MONTHLY COST OR BY OTHER REASONABLE WRITTEN OR PRINTED EVIDENCE OF ANTICIPATED MONTHLY COST.~~

~~(A) BEGINNING JANUARY 1, 1979, THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL OPERATE A PHARMACY ASSISTANCE PROGRAM FOR THOSE INDIVIDUALS WHO MEET ALL THE~~