

future physical health; or before an abortion can be performed on the grounds of mental health there must be certification in writing by the physician or surgeon that in his or her professional judgment there exists medical evidence that continuation of the pregnancy is creating a serious effect on the woman's present mental health and if carried to term there is a substantial risk of a serious or long lasting effect on the woman's future mental health.

~~Further provided that the Department of Health and Mental Hygiene shall require co-payments of \$2.00 per prescription from all fee-for-service and managed care enrollees who are not excluded from cost sharing requirements by federal rules.~~

~~Further provided that the Department of Health and Mental Hygiene shall require pharmacy co-payments from all fee-for-service and managed care enrollees who are not excluded from cost sharing requirements by federal rules. The Department of Health and Mental Hygiene shall implement a tiered co-payment system which charges \$1.00 for generic drugs and \$3.00 for brand-name drugs. The Department of Health and Mental Hygiene (DHMH) shall not implement any other pharmacy cost containment measures until:~~

- ~~(1) DHMH has worked with representatives of the pharmaceutical and pharmacy industries, prescribers, and patient advocates to identify cost containment measures which will produce savings of at least \$12,500,000 in fiscal 2003; and~~
- ~~(2) DHMH submits a report on May 15, 2002 to the budget committees, House Environmental Matters Committee, and the Senate Finance Committee that details the measures that will be implemented and the projected cost~~