S T A T E O F N E W Y O R K

5199

2011-2012 Regular Sessions

I N S E N A T E

May 3, 2011

Introduced by Sen. MAZIARZ -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the social services law, in relation to prescription drugs covered by managed care programs under the medical assistance program

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 4 of section 364-j of the social services law is amended by adding a new paragraph (v) to read as follows:

(V) A MANAGED CARE PROVIDER THAT PROVIDES COVERAGE FOR PRESCRIPTION DRUGS SHALL PERMIT EACH PARTICIPANT TO FILL ANY COVERED PRESCRIPTION, AT HIS OR HER OPTION, AT ANY PHARMACY REGISTERED WITH THE DEPARTMENT OF EDUCATION PURSUANT TO SECTION SIXTY-EIGHT HUNDRED EIGHT OF THE EDUCATION LAW IF SUCH PHARMACY OFFERS TO ACCEPT A PRICE THAT IS COMPARABLE TO THAT OF ANY MAIL ORDER OR NON-MAIL ORDER RETAIL PHARMACY IN THE MANAGED CARE PROVIDER NETWORK.

S 2. This act shall take effect immediately; provided however that the amendments to section 364-j of the social services law made by section one of this act shall not affect the repeal of such section and shall be deemed repealed therewith.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD11414-01-1