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HOUSE BILL 537

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Rhonda S. King

AN ACT

RELATING TO HEALTH CARE; REQUIRING UNIFORM PRESCRIPTION DRUG IDENTIFICATION CARDS IN CERTAIN CIRCUMSTANCES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. PRESCRIPTION DRUG CARD--UNIFORMITY--DESIGN.--

A. The superintendent of insurance, following guidelines recommended by a national council for prescription drug programs, shall design, by January 1, 2002, a uniform prescription drug identification card to be utilized by all persons:

(1) having prescription drug coverage provided by a health insurer, health maintenance organization or managed care organization; or

(2) obtaining prescription drugs through a pharmacy benefit manager or a prescription drug purchasing

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1 cooperative functioning with a self-insurance plan or by any
2 other method.

3 B. The prescription drug identification card shall
4 include all data necessary for pharmacists to submit claims
5 for prescription drugs.

6 Section 2. PRESCRIPTION DRUG IDENTIFICATION CARD
7 REQUIRED-- PHASED IMPLEMENTATION. --

8 A. Every individual or group health insurance
9 policy, health care plan or certificate of health insurance
10 delivered or issued for delivery in this state shall issue and
11 require any person who is a party to or member of the policy,
12 plan or certificate to use a uniform prescription drug
13 identification card, as approved by the superintendent of
14 insurance, in obtaining prescription drugs at retail.

15 B. Every pharmacy benefit manager or prescription
16 drug cooperative purchasing program providing prescription
17 drugs in New Mexico, whether in conjunction with a self-
18 insurance plan or by any other method, shall provide and
19 require each person obtaining prescription drugs through its
20 program to utilize a prescription drug identification card, as
21 approved by the superintendent of insurance, to obtain
22 prescription drugs at retail.

23 C. Prescription drug identification cards required
24 in Subsections A and B of this section shall be issued with
25 policy or prescription drug identification card renewals in

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1 the normal course of business but in any case no later than
2 July 1, 2002.

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