

**MARYLAND PRESCRIPTION DRUG AFFORDABILITY STAKEHOLDER COUNCIL  
VIRTUAL MEETING  
Monday, April 24, 2023  
Minutes**

**Agenda Item 1**

**Call to Order:**

Co-Chair Lorriane Diana called the meeting to order at 2:02 PM.

**Stakeholder Council Members present:** Jacqueline Allsup, Shawn Brown, Lorraine Diana, CRNP, James Gutman, Deron Johnson, Barry N. Lipsy, Eric Morse, DDS, Marc Nicole, Hayley Park, Pharm. D., Mandi Poplawski, Pharm. D., Kimberly Robinson, Glenn Schneider, MPH, Sean Tunis, MD, MSc, Joseph Winn

**Agenda Item 2**

**Approval of Minutes**

Due to the lack of a quorum at the beginning of the meeting, Co-Chair Diana deferred consideration of the February 27th meeting minutes to agenda item 6.

**Agenda Item 3**

**Opportunity for Public Comment**

No persons registered for an opportunity to provide public comment.

**Agenda Item 4**

**Regulations Presentation Feedback**

Executive Director Andrew York discussed the draft regulations for COMAR 14.01.01 General Provisions, and COMAR 14.01.03 Cost Review Process. Additionally Dr. York advised that the Board will be accepting public comments and the deadlines are posted on the Board's website. Dr. York also mentioned that today's presentation and the draft regulations are available on the Board's website.

Dr. York advised that another set of draft regulations will be posted on the website soon (Rules of Construction, Open Meetings, Confidentiality, Proprietary and Trade-Secret Information), and comments on the draft regulations are requested by May 5, 2023. Dr. York explained that any regulations adopted by the Board at the next Board meeting would go through the statutory rulemaking process including a 30-day comment period after publication in the Register. Assistant Attorney General McDonald advised that for any regulations adopted at the May 22 Board meeting the earliest possible publication date in the Register would be June 30, 2023.

Dr. York proceeded with the Cost Review Process Presentation. Several Stakeholders asked questions regarding the content within the presentation. PDAB staff made note of these comments.

### **Agenda Item 5**

#### **Administrative Update**

Health Policy Analyst Christina Shaklee provided a legislative update on the 2023 Legislative Session.

- SB202/HB279 – This bill recodified the Board’s Upper Payment Limit authority, which had previously sunset. The Governor signed the bill into law on April 11, 2023. PDAB supported the bill.

- HB382 – This bill requires the Maryland Department of Health (MDH) and PDAB to study prescription drug claim payments in the Maryland Medical Assistance Program including the total amount managed care organizations paid pharmacies for prescription drug claims in 2021 and 2022 and how to address inconsistencies in the amounts studied. This bill was sent to the Governor’s Office for signature.

- HB456/SB940 – Among other things, this bill directs MDH to submit a report on the potential process for, and costs of, implementing enhanced professional dispensing fees for providing accessible labels and compliant packaging to the blind, visually impaired, and otherwise print-disabled individuals. PDAB may be asked to assist with this report. This bill was sent to the Governor for signature.

- Budget Bill: HB200 – For FY 24, PDAB received an appropriation of \$1.4 million in special funds and an additional \$1 million in general funds for operating expenses.

Ms. Shaklee advised that the Stakeholder Council now had a quorum of members present.

### **Agenda Item 6**

#### **Co-Chair’s Update**

With the presence of a quorum established, Co-Chair Nicole asked for a motion to approve the February 27, 2022 meeting minutes as submitted. Deron Johnson requested correction of the draft meeting minutes (Agenda Item 6) to include his question regarding the Stakeholder Council’s authority to establish committees. Mr. Johnson then moved that the minutes as amended/corrected be approved. James Gutman seconded the motion and the Stakeholder Council unanimously approved the minutes as amended.

#### **Action: MINUTES AS AMENDED APPROVED**

Co-Chair Nicole reiterated the comment process for the draft regulations and encouraged the Stakeholder Council to submit comments.

## **Agenda Item 7**

### **Adjournment**

Co-Chair Lorraine Diana asked for a motion to adjourn the meeting. Deron Johnson made the motion to adjourn, which was seconded by James Gutman.

**Adjourned at 3:23 PM**