

Expedited Bill No. 31-05  
Concerning: Personnel - Benefits -  
Prescription Drugs  
Revised: 11-1-05 Draft No. 3  
Introduced: October 11, 2005  
Enacted: November 1, 2005  
Executive: Returned unsigned  
Effective: November 15, 2005  
Sunset Date: None  
Ch. 28, Laws of Mont. Co. 2005

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

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By: Council President Perez  
and Councilmembers Denis, Praisner, Leventhal, Silverman, Floreen, and Andrews

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**AN EXPEDITED ACT to:**

- (1) require the Director of the Office of Human Resources to offer certain prescription drug benefits to County employees and retired employees;
- (2) generally amend County law with respect to prescription drug benefits.

By adding

Montgomery County Code  
Chapter 33, Personnel and Human Resources  
Section 33-23

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*

1           **Sec. 1. Chapter 33 is amended by adding Section 33-23 as follows:**

2   **33-23. Prescription Drug Benefit.**

3           (a) The Director of the Office of Human Resources must offer all County  
 4           employees and retired employees a prescription drug benefit,  
 5           independent of any other employee benefit, that allows each employee  
 6           to buy prescription maintenance medications through one or more  
 7           domestic or foreign pharmacy benefit managers at the lowest available  
 8           cost. The pharmacy benefit manager must assure that:

9           (1) each medication dispensed under this benefit is consistent with  
 10           federal Food and Drug Administration standards, including  
 11           manufacturing location, formulation, source and specifications of  
 12           active ingredients, processing methods, manufacturing controls,  
 13           container/closure system, and appearance; and

14           (2) any biomedication is not dispensed under this benefit.

15           (b) The Director may operate this program through any form of  
 16           intergovernmental procurement under Article VIII of Chapter 11B if the  
 17           Director finds that doing so will provide more efficient service or  
 18           achieve lower costs for participants or the County.

19           **Sec. 2. Expedited Effective Date.**

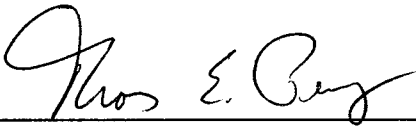
20           The Council declares that this legislation is necessary for the immediate  
 21           protection of the public interest. This Act takes effect on the date on which it  
 22           becomes law.

23           **Sec. 3. Initiation of Benefit.**

24           The Director of the Office of Human Resources must offer to all County  
 25           employees the prescription drug benefit authorized under Section 33-23, added by  
 26           Section 1 of this Act, not later than March 1, 2006. In arranging or contracting for  
 27           the initial benefit, the Director, the Office of Procurement, and the Chief

28 Administrative Officer may use the comprehensive request for proposals issued by  
29 several County agencies in January 2005, the responses received from potential  
30 vendors, and the evaluation of potential vendors' responses.


31 *Approved:*

32  11/3/05  
\_\_\_\_\_  
Thomas E. Perez, President, County Council Date

33 *Approved:*

34 RETURNED UNSIGNED November 10, 2005  
\_\_\_\_\_  
Douglas M. Duncan, County Executive Date

35 *This is a correct copy of Council action.*

36  11/10/05  
\_\_\_\_\_  
Linda M. Lauer, Clerk of the Council Date