

**§ 1367.47. Maximum amount health care service plan may require enrollee to pay at point of sale for covered prescription drug**

(a) The maximum amount a health care service plan may require an enrollee to pay at the point of sale for a covered prescription drug is the lesser of the following:

- (1) The applicable cost-sharing amount for the prescription drug.
- (2) The retail price.

(b) A health care service plan shall not require a pharmacist or pharmacy to charge or collect from an enrollee a cost-sharing amount that exceeds the total retail price for the prescription drug.

(c) The payment rendered shall constitute the applicable cost sharing and shall apply to the deductible, if any, and also to the maximum out-of-pocket

limit in the same manner as if the enrollee had purchased the prescription drug by paying the cost-sharing amount.

**HISTORY:**

Added Stats 2018 ch 770 § 2 (AB 2863),  
effective January 1, 2019.