
By: Delegates Nathan-Pulliam, E. Burns, and Parker

Introduced and read first time: February 10, 1997

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Medical Assistance Programs - Reimbursement for Federally Qualified Health Centers**

3 FOR the purpose of requiring the Department of Health and Mental Hygiene to provide
4 reasonable reimbursement to certain health centers for certain federally mandated
5 services which are required to be provided but are not a benefit under the medical
6 assistance program; and generally relating to reimbursement for certain health
7 centers.

8 BY repealing and reenacting, with amendments,
9 Article - Health - General
10 Section 15-105
11 Annotated Code of Maryland
12 (1994 Replacement Volume and 1996 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - Health - General**

16 15-105.

17 (a) The Department shall adopt rules and regulations for the reimbursement of
18 providers under the Program. However, except for an invoice that must be submitted to a
19 Medicare intermediary or Medicare carrier for an individual who may have both
20 Medicare and Medicaid coverage, payment may not be made for an invoice that is
21 received more than 1 year after the dates of the services given.

22 (b) A provider who fails to submit an invoice within the required time may not
23 recover the amount later from the Program recipient.

24 (c) (1) The Department shall adopt regulations for the reimbursement of
25 specialty outpatient treatment and diagnostic services rendered to Program recipients at
26 a freestanding clinic owned and operated by a hospital that is under a capitation
27 agreement approved by the Health Services Cost Review Commission.

28 (2) The reimbursement rate under paragraph (1) of this subsection shall be
29 set according to Medicare standards and principles for retrospective cost reimbursement
30 as described in 42 CFR Part 413 or on the basis of charges, whichever is less.

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1 (d) THE DEPARTMENT, IN ACCORDANCE WITH FEDERAL LAW OR WAIVER,
2 SHALL ADOPT A REIMBURSEMENT METHODOLOGY FOR FEDERALLY QUALIFIED
3 HEALTH CENTERS IN ORDER TO COMPENSATE THE HEALTH CENTERS FOR THE
4 ENHANCED FEDERALLY MANDATED SERVICES REQUIRED TO BE PROVIDED BY THE
5 HEALTH CENTERS TO PROGRAM RECIPIENTS.

6 (E) This section has no effect if its operation would cause this State to lose any
7 federal funds.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 1997.