

BY: Finance Committee

AMENDMENTS TO HOUSE BILL NO. 995

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “renaming the Maryland Health Care Access and Cost Commission to be the Maryland Health Care Commission;”; in lines 4 and 5, 7, 8, 11, and 17, in each instance, strike “Access and Cost”; strike beginning with “altering” in line 5 down through “criteria;” in line 6 and substitute “establishing the membership of the Maryland Health Care Commission; specifying the terms of the initial members of the Maryland Health Care Commission;”; in line 10, strike “altering” and substitute “specifying”; in line 27, strike “a certain report to be filed by a certain date” and substitute “certain reports to be filed by certain dates”; in the same line, after “the” insert “Maryland”; and in lines 12, 20, 23, and 28, in each instance, strike “Access and Cost”.

On page 2, in line 28, strike “Access and Cost”; and in line 37, strike “19-126,”.

AMENDMENT NO. 2

On page 6, in lines 28 and 31, in each instance, strike “ACCESS AND COST”.

On page 7, in line 12, strike “Access and Cost”.

On page 64, in lines 12, 15, 24, 28, and 34, in each instance, strike “ACCESS AND COST”.

On page 65, in line 19, strike “ACCESS AND COST”.

On page 66, in lines 4, 11, and 39, in each instance, strike “ACCESS AND COST”.

On page 69, in lines 7, 17, 25, and 33, in each instance, strike “ACCESS AND COST”.

On page 71, in line 16, strike “ACCESS AND COST”.

(Over)

On page 76, in lines 2 and 3, strike “Access and Cost”; in lines 5 and 6, strike “and Cost”; and in lines 16, 22, and 27 and 28, in each instance, strike “Access and Cost”.

On page 77, in lines 2 and 3, 7, 10 and 11, 20, 24, 31, 35, 37, and 40, in each instance, strike “Access and Cost”.

On page 78, in line 2, strike “Access and Cost”.

### AMENDMENT NO. 3

On page 8, strike in their entirety lines 24 and 25 and substitute:

“(A) (1) THE COMMISSION SHALL CONSIST OF 14 MEMBERS:

(I) THE SECRETARY SHALL BE A NONVOTING EX OFFICIO MEMBER; AND

(II) 13 MEMBERS SHALL BE APPOINTED BY THE GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE.”;

in line 26, strike “nine” and substitute “13 APPOINTED”; in the same line, strike “FIVE” and substitute “SIX”; in lines 28 and 31, strike “a” and substitute “AN APPOINTED”; after line 28, insert:

“(2) THE TERMS OF MEMBERS ARE STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR MEMBERS OF THE COMMISSION ON OCTOBER 1, 1999.

(3) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.”;

in lines 29, 31, and 33, strike “(2)”, “(3)”, and “(4)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively; and in line 33, strike “A” and substitute “AN APPOINTED”.

### AMENDMENT NO. 4

On page 9, in line 3, after “balance” insert “AND RACIAL DIVERSITY”; after line 5, insert:

“(D) EXCEPT AS PROVIDED IN §§ 19-106(C)(2) AND 19-107(D)(2)(II) OF THIS SUBTITLE, THE SECRETARY MAY NOT PARTICIPATE IN THE DELIBERATIONS OF THE

COMMISSION CONCERNING:

(1) AN APPLICATION FOR A CERTIFICATE OF NEED UNDER THIS SUBTITLE; OR

(2) PERSONNEL MATTERS INVOLVING COMMISSION STAFF.”;

in line 16, strike “in consultation with” and substitute “WITH THE PARTICIPATION OF”; and in line 23, strike “four” and substitute “SIX”.

AMENDMENT NO. 5

On page 10, in line 6, strike “IN CONSULTATION WITH” and substitute “WITH THE PARTICIPATION OF”.

AMENDMENT NO. 6

On page 11, in line 8, strike “TO THE SECRETARY,”.

AMENDMENT NO. 7

On page 14, in line 18, strike “SECRETARY” and substitute “COMMISSION”.

AMENDMENT NO. 8

On page 32, in line 11, strike “FIVE” and substitute “SEVEN”.

AMENDMENT NO. 9

On page 72, after line 34, insert “AND”.

On page 73, in line 2, strike “ITEM; AND” and substitute “ITEM.”.

On page 76, in line 9, after “ARTICLE” insert a period; in line 27, strike “who are” and substitute “shall be”; in line 28, after the first “Commission” insert “or the Department of Health and Mental Hygiene”; in line 29, after “1999,” insert “and”; and after line 30, insert:

“(e) On or before January 1, 2000, and subject to § 2-1246 of the State Government Article, the Maryland Health Care Commission shall report to the Senate Finance Committee, the

Senate Budget and Taxation Committee, the House Environmental Matters Committee, and the House Appropriations Committee regarding the Commission's plans for altering its permanent workforce."

AMENDMENT NO. 10

On page 77, strike in their entirety lines 23 through 29, inclusive, and substitute:

"SECTION 10. AND BE IT FURTHER ENACTED, That:

(a) Beginning on October 1, 1999, the Chairman and the Executive Director of the Maryland Health Care Commission shall meet regularly, and at least once every 3 months, with the Chairman and Executive Director of the Health Services Cost Review Commission to foster the coordination of functions between the two commissions.

(b) The Chairman and Executive Director of the Maryland Health Care Commission and the Chairman and Executive Director of the Health Services Cost Review Commission, in consultation with the Maryland Insurance Commissioner and the Secretary of Health and Mental Hygiene, shall evaluate the feasibility, desirability, and best method of reorganizing the duties and responsibilities of the two commissions under one commission and the transfer of certain planning and regulatory functions to the Maryland Insurance Administration or the Department of Health and Mental Hygiene."

AMENDMENT NO. 11

On page 77, in line 32, after "Commission," insert "in consultation with the Maryland Insurance Commissioner and the Secretary of Health and Mental Hygiene,"; in line 38, strike "and"; and in line 41, strike "commission" and substitute "commission; and

(d) the priorities, approximate time frames, and process for examining major policy issues during calendar year 2000 and 2001, including:

- (1) the certificate of need process;
- (2) hospital rate regulation;

- (3) State and local health planning; and
- (4) any other policy issue the agencies choose to examine”.

AMENDMENT NO. 12

On page 78, in line 5, after “reported” insert “, in accordance with § 2-1246 of the State Government Article.”; strike in their entirety lines 11 through 14, inclusive, and substitute:

“SECTION 14. AND BE IT FURTHER ENACTED, That:

(a) The terms of each of the Maryland Health Care Access and Cost Commission members currently shall terminate on September 30, 1999.

(b) On or before October 1, 1999, the Governor shall appoint the members of the Maryland Health Care Commission in accordance with § 19-104 of the Health - General Article, as enacted by this Act.

(c) For the initial terms of the Maryland Health Care Commission members, the Governor shall appoint the members from among the current members of the Health Resources Planning Commission and the Maryland Health Care Access and Cost Commission as follows:

- (1) six members from the Maryland Health Care Access and Cost Commission;
- (2) six members from the Health Resources Planning Commission; and
- (3) the Chairman from the Maryland Health Care Access and Cost Commission or the Health Resources Planning Commission.

(d) The terms of the initial members of the Maryland Health Care Commission shall begin on October 1, 1999 and shall expire as follows:

- (1) three members in 2001;

- (2) three members in 2002;
- (3) three members in 2003; and
- (4) four members in 2004.”;

and in line 16, strike “June” and substitute “July”.