

SENATE BILL 496

J1

3lr2268
CF HB 931

By: **Senators Pugh, Forehand, Garagiola, Jones–Rodwell, Kelley, King, Madaleno, Montgomery, ~~and Muse~~ Muse, Astle, Glassman, Kittleman, Klausmeier, Mathias, Middleton, Pipkin, and Ramirez**

Introduced and read first time: January 31, 2013

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 12, 2013

CHAPTER _____

1 AN ACT concerning

2 **Maryland Medical Assistance Program – Telemedicine**

3 FOR the purpose of requiring the Maryland Medical Assistance Program to provide
4 certain reimbursement for certain services delivered by telemedicine; and
5 generally relating to the Maryland Medical Assistance Program and
6 telemedicine.

7 BY repealing and reenacting, with amendments,
8 Article – Health – General
9 Section 15–105.2
10 Annotated Code of Maryland
11 (2009 Replacement Volume and 2012 Supplement)

12 BY repealing and reenacting, without amendments,
13 Article – Insurance
14 Section 15–139(a)
15 Annotated Code of Maryland
16 (2011 Replacement Volume and 2012 Supplement)

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

19 **Article – Health – General**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 15-105.2.

2 (A) The Program shall reimburse health care providers in accordance with
3 the requirements of Title 19, Subtitle 1, Part IV of this article.

4 (B) **UNLESS OTHERWISE SPECIFICALLY PROHIBITED OR LIMITED BY**
5 **FEDERAL OR STATE LAW, THE PROGRAM SHALL REIMBURSE A HEALTH CARE**
6 **PROVIDER FOR A HEALTH CARE SERVICE DELIVERED BY TELEMEDICINE, AS**
7 **DEFINED IN § 15-139 OF THE INSURANCE ARTICLE, IN THE SAME MANNER AS**
8 **THE SAME HEALTH CARE SERVICE IS REIMBURSED WHEN DELIVERED IN**
9 **PERSON.**

10 **Article – Insurance**

11 15-139.

12 (a) (1) In this section, “telemedicine” means, as it relates to the delivery of
13 health care services, the use of interactive audio, video, or other telecommunications
14 or electronic technology by a licensed health care provider to deliver a health care
15 service within the scope of practice of the health care provider at a site other than the
16 site at which the patient is located.

17 (2) “Telemedicine” does not include:

18 (i) an audio-only telephone conversation between a health care
19 provider and a patient;

20 (ii) an electronic mail message between a health care provider
21 and a patient; or

22 (iii) a facsimile transmission between a health care provider and
23 a patient.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2013.