

# SENATE BILL 756

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By: **Senator Muse**

Introduced and read first time: January 31, 2014

Assigned to: Finance

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## A BILL ENTITLED

AN ACT concerning

### **Commission on Kidney Disease – End-Stage Renal Disease Quality Incentive Program – Regulations**

FOR the purpose of requiring the State Commission on Kidney Disease to adopt regulations that incorporate the federal End-Stage Renal Disease Quality Incentive Program; and generally relating to the State Commission on Kidney Disease and regulations relating to end-stage renal disease.

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 13-304  
Annotated Code of Maryland  
(2009 Replacement Volume and 2013 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 13-308  
Annotated Code of Maryland  
(2009 Replacement Volume and 2013 Supplement)

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

### **Article – Health – General**

13-304.

There is a State Commission on Kidney Disease.

13-308.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(a) Subject to the limitations provided in this section, the Commission may adopt rules and regulations to carry out the provisions of this subtitle.

(b) The Commission shall adopt physical and medical standards for the operation of dialysis and transplant centers.

(c) (1) The Commission shall adopt reasonable medical standards for acceptance of an individual for treatment.

(2) The Commission may not adopt any standard that prevents an individual from receiving federal medical or financial aid.

(d) The Commission may adopt rules and regulations for:

(1) Coverage of treatment that is given outside this State; and

(2) Approval or disapproval, for purposes of State payment under this subtitle, of a dialysis or transplant center that is outside this State.

(e) The Department, in consultation with the Commission, shall adopt rules and regulations under this subtitle governing:

(1) Nonmedical eligibility criteria for recipients; and

(2) Reimbursement of providers and recovery of Program expenditures from recipients and third parties.

**(F) THE COMMISSION SHALL ADOPT REGULATIONS THAT INCORPORATE THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN SERVICES' NATIONAL STRATEGY FOR QUALITY IMPROVEMENT IN HEALTH CARE'S END-STAGE RENAL DISEASE QUALITY INCENTIVE PROGRAM.**

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2014.