

SB0124/547179/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 124
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Feldman” and substitute “Senators Feldman, Augustine, Beidle, Benson, Hayes, Hershey, Jennings, Kelley, Klausmeier, Kramer, and Reilly”; in line 2, strike “Establishment of a” and substitute “Assessment Applicability and”; strike beginning with “requiring” in line 4 down through “manner;” in line 8 and substitute “clarifying the applicability of a certain assessment to certain entities for certain products;”; in line 15, after “Program” insert “under certain circumstances”; in line 17, strike “requiring” and substitute “authorizing”; in line 25, strike “a”; strike beginning with the first “year” in line 26 down through “circumstances” in line 28 and substitute “years”; and strike beginning with “requiring” in line 30 down through “Board” in line 31 and substitute “authorizing the Exchange”.

On page 2, in line 1, strike “make a certain determination concerning a certain waiver and”; in line 2, strike “under certain circumstances on or before a certain date” and substitute “; requiring the Exchange to track certain information, post the information on a certain website, and include the information in a certain report”; and in line 3, after “to” insert “the Maryland Health Benefit Exchange and”.

AMENDMENT NO. 2

On page 2, in line 22, strike “is” and substitute “WAS”; and in the same line, after “Act” insert “, AS IN EFFECT ON DECEMBER 1, 2019”.

On page 3, in line 7, strike “are” and substitute “WERE”; and in the same line, after “Act” insert “, AS IN EFFECT ON DECEMBER 1, 2019”.

AMENDMENT NO. 3

(Over)

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On page 3, in line 15, strike “(1)”; and strike in their entirety lines 18 through 26, inclusive.

On page 5, in line 15, after “AND” insert “, IF ESTABLISHED BY THE EXCHANGE,”.

On page 6, in line 24, strike “SHALL” and substitute “MAY”; in line 28, after “PROGRAM” insert “AUTHORIZED UNDER THIS SECTION”; in line 31, strike “(1)”; and strike beginning with “FOR” in line 33 down through “YEAR” in line 34 and substitute “EACH CALENDAR YEAR THE PROGRAM IS IN EFFECT”.

On page 7, strike in their entirety lines 1 through 5, inclusive, and substitute:

“(D) BEFORE IMPLEMENTING THE STATE-BASED HEALTH INSURANCE SUBSIDIES PROGRAM UNDER THIS SECTION, THE EXCHANGE SHALL STUDY AND REPORT TO THE BOARD ON THE FOLLOWING:

(1) AN ESTIMATE OF THE IMPACT OF USING FUNDING FOR STATE-BASED SUBSIDIES ON FUNDING AVAILABILITY FOR REINSURANCE IN THE INDIVIDUAL MARKET, USING THE ACTUAL STATE LIABILITY FOR THE STATE REINSURANCE PROGRAM FOR THE 2019 BENEFIT YEAR; AND

(2) THE APPROPRIATE ALLOCATION OF AVAILABLE FUNDING FOR REINSURANCE AND STATE-BASED SUBSIDIES THAT WILL MAXIMIZE ENROLLMENT AND AFFORDABILITY IN THE INDIVIDUAL MARKET.”;

in line 6, strike “(D)” and substitute “(E)”; strike in their entirety lines 11 and 12 and substitute:

“(F) (1) IF THE EXCHANGE ESTABLISHES THE STATE-BASED HEALTH INSURANCE SUBSIDIES PROGRAM UNDER THIS SECTION, THE EXCHANGE SHALL TRACK ON A MONTHLY BASIS EXPENDITURES ON SUBSIDIES PROVIDED UNDER THE PROGRAM, INCLUDING:

(I) THE AVERAGE NUMBER OF INDIVIDUALS RECEIVING SUBSIDIES UNDER THE PROGRAM; AND

(II) THE AVERAGE SUBSIDY AMOUNT RECEIVED BY INDIVIDUALS UNDER THE PROGRAM.

(2) THE INFORMATION TRACKED BY THE EXCHANGE UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL:

(I) BE POSTED ON THE WEBSITE OF THE EXCHANGE; AND

(II) BE INCLUDED IN THE ANNUAL REPORT REQUIRED UNDER § 31-119(D) OF THIS SUBTITLE.”;

and strike in their entirety lines 14 through 23, inclusive, and substitute:

“THE EXCHANGE MAY, IN CONSULTATION WITH THE COMMISSIONER AND AS APPROVED BY THE BOARD, APPLY FOR A STATE INNOVATION WAIVER UNDER § 1332 OF THE AFFORDABLE CARE ACT TO IMPLEMENT THE STATE-BASED HEALTH INSURANCE SUBSIDIES PROGRAM.”.