

HB0123/597079/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 123
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 8 down through “circumstances;” in line 9 and substitute “prohibiting the Program from excluding from coverage a certain health care service provided to a Program recipient in person for a certain reason;”.

On page 2, in line 8, before “establishing” insert “requiring certain insurers, nonprofit health service plans, and health maintenance organizations to provide certain coverage for certain services delivered through telehealth regardless of the location of the patient at the time the services are provided;”; strike beginning with “requiring” in line 15 down through “services” in line 16 and substitute “excluding from coverage or denying coverage for certain services provided in a certain manner for a certain reason”; and in line 18, before “prohibiting” insert “requiring the Department to revise certain regulations for a certain purpose on or before a certain date; requiring the Maryland Insurance Administration to study a certain matter and provide certain findings and recommendations from the study to the Maryland Health Care Commission for inclusion in a certain report; requiring the Maryland Insurance Administration to consider the requirements of this Act when proposing certain revisions to certain regulations;”.

AMENDMENT NO. 2

On page 4, in line 15, after “provide” insert “, SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET,”.

AMENDMENT NO. 3

On page 8, in lines 32 and 33, strike “REQUIRE A PROGRAM RECIPIENT TO USE TELEHEALTH IN LIEU OF IN-PERSON SERVICE DELIVERY FOR BEHAVIORAL HEALTH SERVICES” and substitute “EXCLUDE FROM COVERAGE A BEHAVIORAL”.

(Over)

HEALTH CARE SERVICE PROVIDED TO A PROGRAM RECIPIENT IN PERSON SOLELY BECAUSE THE SERVICE MAY ALSO BE PROVIDED THROUGH TELEHEALTH".

AMENDMENT NO. 4

On page 11, in line 26, after "telehealth" insert "REGARDLESS OF THE LOCATION OF THE PATIENT AT THE TIME THE TELEHEALTH SERVICES ARE PROVIDED".

AMENDMENT NO. 5

On pages 11 and 12, strike beginning with "WHEN" in line 30 on page 11 down through "SERVICES" in line 1 on page 12 and substitute "MAY NOT EXCLUDE FROM COVERAGE OR DENY COVERAGE FOR A BEHAVIORAL HEALTH CARE SERVICE THAT IS A COVERED BENEFIT UNDER A HEALTH INSURANCE POLICY OR CONTRACT WHEN PROVIDED IN PERSON SOLELY BECAUSE THE BEHAVIORAL HEALTH CARE SERVICE MAY ALSO BE PROVIDED THROUGH A COVERED TELEHEALTH BENEFIT".

AMENDMENT NO. 6

On page 12, in line 7, strike "(1)" and substitute "(I)".

On page 13, in lines 14 and 15, strike "THIRD PARTY" and substitute "THIRD-PARTY".

On page 14, in lines 14 and 35, in each instance, strike the period.

On page 15, in line 31, after "health" insert a comma; and in line 33, after "providers" insert a comma.

On page 16, in line 1, after "Article" insert a comma; in the same line, after "by" insert "Section 1 of"; in the same line, after "Act;" insert "and"; in line 13, after "care"

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insert a comma; and in line 20, after “Article” insert “, as specified in Section 3 of this Act”.

On page 17, in line 14, strike “Sections 1 and 2” and substitute “Section 1”.

AMENDMENT NO. 7

On page 15, before line 1, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1, 2021, the Maryland Department of Health shall revise its regulations regarding telehealth reimbursed by the Maryland Medical Assistance Program to ensure that requirements for reimbursement of mental health and substance use disorder services delivered through telehealth comply with the federal Mental Health Parity and Addiction Equity Act.

SECTION 3. AND BE IT FURTHER ENACTED, That the Maryland Insurance Administration shall:

(1) (i) study how telehealth can support efforts to ensure health care provider network sufficiency;

(ii) study the impact of changes in access to and coverage of telehealth services under health benefit plans offered by health insurance carriers on the ability of consumers to choose in-person care versus telehealth care as the modality of receiving a covered service; and

(iii) provide any findings and recommendations from its study to the Maryland Health Care Commission for inclusion in the report required under Section 4 of this Act; and

(2) consider the requirements of this Act when proposing any revisions to regulations relating to network adequacy.”;

(Over)

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and in line 1, strike "2." and substitute "4.".

On page 17, in line 6, strike "3." and substitute "5."; in lines 9, 27, and 28, in each instance, strike "2" and substitute "4"; in line 32, strike "4." and substitute "6."; and in line 35, strike "5." and substitute "7.".