SENATE BILL 474

J1   EMERGENCY BILL   3lr2938
                                                                                CF 3lr2733

By: **Senator Klausmeier**
Introduced and read first time: February 3, 2023
Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Managed Care Organizations – Acknowledgment of Responsibility for Payment**
3   **of a Retroactive Denial – Repeal of Applicability**

4 FOR the purpose of providing that a managed care organization that retroactively denies
5   reimbursement to a health care provider is not required to provide certain
6   information regarding the entity acknowledging responsibility for payment of the
7   denied claim; and generally relating to managed care organization and retroactive
8   denial of reimbursement.

9 BY repealing and reenacting, with amendments,
10   Article – Health – General
11   Section 15–102.3(c)
12   Annotated Code of Maryland
13   (2019 Replacement Volume and 2022 Supplement)

14 BY repealing and reenacting, without amendments,
15   Article – Insurance
16   Section 15–1008(c)(2)(ii)
17   Annotated Code of Maryland
18   (2017 Replacement Volume and 2022 Supplement)

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

21   **Article – Health – General**

22 15–102.3.

EXPLANATION: **Capitals indicate matter added to existing law.**
       [Brackets] indicate matter deleted from existing law.

1   (c)   The provisions of §§ 4–311, 15–604, 15–605, and **[**15–1008**] 15–1008(A), (B),**
2 **(C)(1) AND (2)(I), (D), (E), AND (F)** of the Insurance Article shall apply to managed care
3 organizations in the same manner they apply to carriers.

4   **Article – Insurance**

5 15–1008.

6   (c)   (2)   (ii)   If the retroactive denial of reimbursement results from
7 coordination of benefits, the written statement shall provide the name and address of the
8 entity acknowledging responsibility for payment of the denied claim.

9   SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
10 measure, is necessary for the immediate preservation of the public health or safety, has
11 been passed by a yea and nay vote supported by three–fifths of all the members elected to
12 each of the two Houses of the General Assembly, and shall take effect from the date it is
13 enacted.