

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL NO. 1374

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Donoghue” and substitute “Donoghue, Morhaim, Busch, Love, V. Mitchell, Kelly, Eckardt, Boston, Gordon, Walkup, Frank, Exum, and Bonsack”.

AMENDMENT NO. 2

On page 3, in line 23, after “MEANS” insert “: (I)”; and in line 25, after “SERVICES” insert “: OR

(II) A HOSPITAL LICENSED UNDER TITLE 19 OF THE HEALTH - GENERAL ARTICLE”.

AMENDMENT NO. 3

On page 4, strike beginning with “COMMITTING” in line 5 down through “TORT” in line 6 and substitute “TORTIOUS INTERFERENCE WITH A CONTRACT AS”.

AMENDMENT NO. 4

On page 4, strike in their entirety lines 18 through 37, inclusive, and substitute:

“(2) IF A HEALTH MAINTENANCE ORGANIZATION USES A PRACTICE PROFILE AS A FACTOR IN ITS CONTRACT REVIEW TO EVALUATE A PROVIDER’S STATUS ON A PROVIDER PANEL, THE HEALTH MAINTENANCE ORGANIZATION SHALL DISCLOSE AT THE COMMENCEMENT AND RENEWAL OF THE CONTRACT AND, NOT MORE OFTEN THAN ANNUALLY, UPON THE REQUEST OF THE PROVIDER:

(I) A DESCRIPTION OF THE CRITERIA USED TO COMPILE THE PRACTICE PROFILE CONCERNING THE PROVIDER; AND

(Over)

(II) THE MANNER IN WHICH THE PRACTICE PROFILE IS USED TO EVALUATE THE PROVIDER.

(3) THE INFORMATION PROVIDED UNDER THIS SUBSECTION MAY NOT BE USED TO CREATE A CAUSE OF ACTION.

(4) A HEALTH MAINTENANCE ORGANIZATION MAY NOT TERMINATE A PROVIDER CONTRACT OR PROVIDER'S EMPLOYMENT WITH THE HEALTH MAINTENANCE ORGANIZATION ON THE BASIS OF A PRACTICE PROFILE WITHOUT FIRST INFORMING THE PROVIDER OF THE FINDINGS OF THE PRACTICE PROFILE AND THE PROVIDER SPECIFIC DATA UNDERLYING THOSE FINDINGS."

AMENDMENT NO. 5

On page 5, after line 33, insert:

"(3) Two representatives of Maryland hospitals, appointed by the Governor;"

and in lines 34 and 36, strike "(3)" and "(4)", respectively, and substitute "(4)" and "(5)", respectively.