

Unofficial Copy

1997 Regular Session

EMERGENCY BILL

J4

7lr1818

CF 7lr1819

By: Delegates Love, Frank, Donoghue, Barve, Walkup, Crumlin, Eckardt, Kirk, Krysiak, Pitkin, Doory, Hurson, Harrison, Goldwater, Cadden, Kach, Pendergrass, V. Mitchell, Nathan-Pulliam, and Fulton

Introduced and read first time: January 30, 1997

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 11, 1997

CHAPTER ____

1 AN ACT concerning

2 **Health Maintenance Organizations - Reimbursement for Medical Screening Services**

3 FOR the purpose of repealing a provision relating to the abrogation, on a certain date
4 and under certain circumstances, of a requirement that health maintenance
5 organizations reimburse a hospital emergency facility and provider for certain
6 medical screening services rendered; repealing a requirement that the Secretary of
7 Health and Mental Hygiene work with the Maryland Health Care Access and Cost
8 Commission to develop a bundled payment for medical screening; making this Act
9 an emergency measure; and generally relating to reimbursement for medical
10 screening services by a health maintenance organization.

11 BY repealing and reenacting, without amendments,
12 Article - Health - General
13 Section 19-712.5(c)
14 Annotated Code of Maryland
15 (1996 Replacement Volume and 1996 Supplement)

16 BY repealing
17 Chapter 503 of the Acts of the General Assembly of 1996
18 Section 5

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

2

1 **Article - Health - General**

2 19-712.5.

3 (c) A health maintenance organization shall reimburse a hospital emergency
4 facility and provider, less any applicable co-payments, for medical screening services
5 rendered to meet the requirements of the Federal Emergency Medical Treatment and
6 Active Labor Act.

7 **Chapter 503 of the Acts of 1996**

8 [SECTION 5. AND BE IT FURTHER ENACTED, That the Secretary of the
9 Department of Health and Mental Hygiene shall work with the Maryland Health Care
10 Access and Cost Commission on development of a bundled payment for medical
11 screening that meets the requirements of the federal Emergency Medical Treatment and
12 Active Labor Act. Should a flat fee not take effect on or before March 31, 1997, Section
13 2 of this Act shall be abrogated and of no further force and effect. The Secretary of
14 Health and Mental Hygiene, within 5 days after a bundled payment takes effect, shall
15 forward notice that the bundled payment has taken effect to the Department of
16 Legislative Reference. If a bundled payment has not taken effect on or before March 31,
17 1997, the Secretary of Health and Mental Hygiene, on or before April 5, 1997, shall
18 forward a notice that the bundled payment has not taken effect by that date to the
19 Department of Legislative Reference.]

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
21 measure, is necessary for the immediate preservation of the public health and safety, has
22 been passed by a ye and nay vote supported by three-fifths of all the members elected to
23 each of the two Houses of the General Assembly, and shall take effect from the date it is
24 enacted.