

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 373

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Patient Transfers and Reimbursements” and substitute “Reimbursement to Hospital Emergency Facilities and Providers”; strike beginning with “FOR” in line 3 down through “Act;” in line 8, inclusive, and substitute:

“FOR the purpose of requiring a health maintenance organization to reimburse a hospital emergency facility and provider, less any applicable co-payments, for medical assessment and stabilization services rendered to meet the requirements of the Federal Emergency Medical Treatment and Active Labor Act; authorizing the Insurance Commissioner to issue certain orders for certain violations; increasing a certain penalty;”;

in line 12, after “19-712.5” insert “and 19-730”; and strike in their entirety lines 15 through 20, inclusive.

AMENDMENT NO. 2

On page 2, in line 13, after “screening” insert “, ASSESSMENT, AND STABILIZATION”; and strike in their entirety lines 25 through 38, inclusive, and substitute:

“19-730.

If any person violates any provision of [§ 19-729] §§ 19-712.5 AND 19-729 of this subtitle, the Commissioner may:

(1) Issue an administrative order that requires the health maintenance organization to:

(i) Cease inappropriate conduct or practices by it or any of the personnel

(Over)

employed or associated with it;

(ii) Fulfill its contractual obligations;

(iii) Provide a service that has been denied improperly;

(iv) Take appropriate steps to restore its ability to provide a service that is provided under a contract;

(v) Cease the enrollment of any additional enrollees except newborn children or other newly acquired dependents or existing enrollees; or

(vi) Cease any advertising or solicitation;

(2) Impose a penalty of not more than [\$1,000] \$5,000 for each unlawful act committed;

(3) Suspend or revoke the certificate of authority to do business as a health maintenance organization; or

(4) Apply to any court for legal or equitable relief considered appropriate by the Commissioner or the Department, in accordance with the joint internal procedures.”.

AMENDMENT NO. 3

On pages 2 through 4, strike in their entirety the lines beginning with line 39 on page 2 through line 4 on page 4, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1998.”.