

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE NO. 660

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “specifying” in line 3 down through “center” in line 5 and substitute “requiring the Department of Health and Mental Hygiene, in consultation with the Federally Qualified Health Centers, to establish in regulation as a prospective rate the reasonable cost to a federally qualified health center in providing services to enrollees”; in line 9, strike “at certain times”; in line 10, after “center;” insert “establishing the effective date for certain adjustments; requiring the Department, in consultation with certain other groups, to undertake a certain study and submit a certain report to certain persons by a certain date; making certain provisions of this Act subject to a certain contingency;”; and after line 16, insert:

“BY repealing and reenacting, with amendments,

Article - Health - General

Section 15-103(e)(2)(i)

Annotated Code of Maryland

(1994 Replacement Volume and 1998 Supplement)

(As enacted by Section 1 of this Act)”.

AMENDMENT NO. 2

On page 1, in line 24, after “and” insert “, AS DETERMINED IN ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION,”; and strike beginning with “DETERMINED” in line 24 down through “SUBSECTION” in line 25.

On page 2, strike in their entirety lines 3 through 10, inclusive; in line 11, strike “(IV)” and substitute “(II)”; in line 13, after “CALCULATING” insert “: 1.”; in line 14, after “ENROLLEES” insert “; AND

2. THE DIFFERENCE BETWEEN THE PAYMENT

(Over)

RECEIVED BY THE CENTER FROM A MANAGED CARE ORGANIZATION AND THE REASONABLE COST TO THE CENTER IN PROVIDING THE SERVICES”;

in line 22, after “REQUEST” insert “AT ANY TIME”; strike beginning with the colon in line 24 down through “CENTER” in line 28; after line 28, insert:

“(III) THE EFFECTIVE DATE FOR ADJUSTMENTS MADE IN RESPONSE TO A REQUEST BY A FEDERALLY QUALIFIED HEALTH CENTER SHALL BE:

1. THE DATE THE DEPARTMENT RECEIVES THE REQUEST; OR

2. IF THE REQUEST IS PROMPTED BY A CHANGE IN THE REIMBURSEMENT PRACTICES OF A MEDICAID MANAGED CARE ORGANIZATION, THE DATE THE MANAGED CARE ORGANIZATION CHANGED ITS REIMBURSEMENT TO THE CENTER, EXCEPT THAT AN ADJUSTMENT UNDER THIS ITEM MAY NOT BE RETROACTIVE MORE THAN 120 DAYS.”;

in line 29, strike “(III)” and substitute “(IV)”; in line 30, after “cost” insert “, AS”; and in line 33, strike “(1) and (2)” and substitute “(1), (2), AND (3)”.

AMENDMENT NO. 3

On page 3, after line 2, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Health - General

15-103.

(e) (2) (i) The reasonable cost to a federally qualified health center in providing services to enrollees shall be [determined in accordance with § 1902(a)(13)(C)(i) of the Social Security Act, as amended by the Balanced Budget Act of 1997, and any applicable regulations] A PROSPECTIVE RATE THAT THE DEPARTMENT, IN CONSULTATION WITH FEDERALLY

QUALIFIED HEALTH CENTERS, ESTABLISHES BY REGULATION.

SECTION 3. AND BE IT FURTHER ENACTED, That, before October, 1999, the Department of Health and Mental Hygiene, in consultation with federally qualified health centers, shall adopt regulations that establish as a prospective rate the reasonable cost to a federally qualified health center in providing services to enrollees of the State Medical Assistance Program.”.

AMENDMENT NO. 4

On page 3, before line 3, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene, in consultation with the Mid-Atlantic Association of Community Health Centers and the Medicaid managed care organizations, shall:

(a) Study alternative means for improving the viability of federally qualified health centers serving clients in the HealthChoice Program; and

(b) On or before January 1, 2000, submit a report on its findings to the Governor and, subject to § 2-1246 of the State Government Article, the Senate Finance Committee and the House Environmental Matters Committee.

SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect on the date that the regulations adopted under Section 3 of this Act take effect. Within 5 days after final adoption of the regulations under Section 3 of this Act, the Department of Health and Mental Hygiene shall certify in writing to the Department of Legislative Services the date on which the regulations take effect.”;

and in line 3, strike “2.” and substitute “6.”; in the same line, after “That” insert “, subject to Section 5 of this Act.”.

