

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 955

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Continuity of Care” and substitute “Primary Care Providers”; strike beginning with “the” in line 4 down through “circumstances;” in line 10 and substitute “a Maryland Medical Assistance Program recipient’s primary care provider at the time of enrollment; requiring the Department to establish certain mechanisms for assigning the Program recipient to a managed care organization under certain circumstances; requiring a managed care organization or contracted medical group to assign a Program recipient to a certain provider under certain circumstances; allowing a Program recipient to disenroll from a managed care organization in accordance with certain guidelines; allowing a program recipient to request to be assigned to a new primary care provider under certain circumstances; requiring a managed care organization or a contracted medical group to honor a certain request by a Program recipient; requiring a certain report by a certain date; requiring the Department to conduct a certain study and to report the findings of the study by a certain date; making certain technical changes;”; in line 11, strike “program” and substitute “Program”; in line 14, strike “15-102.1, 15-102.5,” and substitute “15-102.5”; and after line 16, insert:

“BY adding to

Article - Health - General

Section 15-103(f)

Annotated Code of Maryland

(1994 Replacement Volume and 1998 Supplement)”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 20 on page 1 through line 21 on page 3, inclusive.

AMENDMENT NO. 3

(Over)

On page 3, in line 23, strike “SUBSECTION (B) OF THIS SECTION” and substitute “§ 15-103(F) OF THIS SUBTITLE”; strike in their entirety lines 28 through 33, inclusive; and in line 34, strike “(C)” and substitute “(B)”.

AMENDMENT NO. 4

On page 4, in line 4, strike the brackets; in lines 4 and 5, strike “SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, AN”; in line 8, after “Secretary;” insert “AND”

3. IN ACCORDANCE WITH SUBSECTION (F)(3) OF THIS SECTION.”.

AMENDMENT NO. 5

On page 4, strike in their entirety lines 9 through 23, inclusive, and substitute:

“(F) (1) THE DEPARTMENT SHALL ESTABLISH MECHANISMS FOR:

(I) IDENTIFYING A PROGRAM RECIPIENT’S PRIMARY CARE PROVIDER AT THE TIME OF ENROLLMENT; AND

(II) ASSIGNING THE PROGRAM RECIPIENT TO A MANAGED CARE ORGANIZATION IF:

1. THE PROVIDER HAS A CONTRACT WITH THE MANAGED CARE ORGANIZATION OR A CONTRACTED MEDICAL GROUP OF THE MANAGED CARE ORGANIZATION TO PROVIDE PRIMARY CARE SERVICES; AND

2. THE PROGRAM RECIPIENT REQUESTS TO CONTINUE CARE WITH THE PROVIDER.

(2) A MANAGED CARE ORGANIZATION OR CONTRACTED MEDICAL GROUP SHALL ASSIGN THE RECIPIENT TO THE PROVIDER IF:

(I) THE PROGRAM RECIPIENT REQUESTS TO CONTINUE CARE WITH THE PROVIDER WHO THE DEPARTMENT IDENTIFIED DURING THE

ENROLLMENT PROCESS AS THE RECIPIENT'S PRIMARY CARE PROVIDER; AND

(II) THE MANAGED CARE ORGANIZATION OR CONTRACTED MEDICAL GROUP HAS A CONTRACT WITH THE PROVIDER TO PROVIDE PRIMARY CARE SERVICES.

(3) IN ACCORDANCE WITH THE FEDERAL HEALTH CARE FINANCING ADMINISTRATION'S GUIDELINES, A PROGRAM RECIPIENT MAY ELECT TO DISENROLL FROM A MANAGED CARE ORGANIZATION IF THE MANAGED CARE ORGANIZATION TERMINATES ITS CONTRACT WITH THE DEPARTMENT OR IS ACQUIRED BY ANOTHER ENTITY.

(4) (I) A PROGRAM RECIPIENT MAY REQUEST, AT ANY TIME, TO BE ASSIGNED TO A NEW PRIMARY CARE PROVIDER IF THE PRIMARY CARE PROVIDER BEING REQUESTED BY THE RECIPIENT HAS A CONTRACT WITH THE RECIPIENT'S MANAGED CARE ORGANIZATION OR CONTRACTED MEDICAL GROUP TO PROVIDE PRIMARY CARE SERVICES.

(II) A MANAGED CARE ORGANIZATION OR CONTRACTED MEDICAL GROUP SHALL HONOR THE PROGRAM RECIPIENT'S REQUEST.

SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1, 1999, the Department of Health and Mental Hygiene shall report the findings of the committee established as a condition of the Joint Committee on Administrative, Executive, and Legislative Review's approval of COMAR 10.09.65.19 and 10.09.65.22 to the House Environmental Matters Committee and the Senate Finance Committee, in accordance with § 2-1246 of the State Government Article.

SECTION 3. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene shall:

(a) conduct a study to determine the Department's effectiveness in identifying a Maryland Medical Assistance Program recipient's primary care provider at the time of enrollment and assigning the Program recipient to the appropriate managed care organization;

(b) include in its study an examination of the methods utilized by managed care organizations to assign a program recipient who requests to continue care with the provider who the Department identified during the enrollment process as the recipient's primary care provider; and

(c) report the findings of its study to the House Environmental Matters Committee and the Senate Finance Committee, in accordance with § 2-1246 of the State Government Article, on or before December 1, 2000.”;

and in line 24, strike “2.” and substitute “4.”.