

BY: Conference Committee

AMENDMENTS TO HOUSE BILL NO. 995

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “renaming the Maryland Health Care Access and Cost Commission to be the Maryland Health Care Commission;”; in lines 4 and 5, 7, 8, 11, and 17, in each instance, strike “Access and Cost”; strike beginning with “altering” in line 5 down through “criteria;” in line 6 and substitute “establishing the membership of the Maryland Health Care Commission; specifying the terms of the initial members of the Maryland Health Care Commission;”; in line 10, strike “altering” and substitute “specifying”; strike beginning with “establishing” in line 15 down through “date” in line 16 and substitute “authorizing the Maryland Health Care Commission to appoint certain advisory committees”; in line 17, after the first “the” insert “Maryland”; in line 27, strike “a certain report to be filed by a certain date” and substitute “certain reports to be filed by certain dates”; in the same line, after “the” insert “Maryland”; and in lines 12, 20, 23, and 28, in each instance, strike “Access and Cost”.

On page 2, in line 1, after “appointments;” insert “providing that it is the intent of the General Assembly that the Maryland Health Care Commission appoints a certain individual to a certain position;”; in line 28, strike “Access and Cost”; in line 30, strike “, 19-116, and 19-131” and substitute “and 19-116”; and in line 37, strike “, 19-126,”.

AMENDMENT NO. 2

On page 6, in lines 28 and 31, in each instance, strike “ACCESS AND COST”.

On page 7, in line 12, strike “Access and Cost”.

On page 64, in lines 12, 15, 24, 28, and 34, in each instance, strike “ACCESS AND COST”.

On page 65, in line 19, strike “ACCESS AND COST”.

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On page 66, in lines 4, 11, and 39, in each instance, strike “ACCESS AND COST”.

On page 69, in lines 7, 17, 25, and 33, in each instance, strike “ACCESS AND COST”.

On page 71, in line 16, strike “ACCESS AND COST”.

On page 76, in lines 2 and 3, strike “Access and Cost”; in lines 5 and 6, strike “and Cost”; and in lines 16, 22, and 27 and 28, in each instance, strike “Access and Cost”.

On page 77, in lines 2 and 3, 7, 10 and 11, 20, 31, 35, 37, and 40, in each instance, strike “Access and Cost”.

On page 78, in line 2, strike “Access and Cost”.

AMENDMENT NO. 3

On page 8, in lines 24 and 26, in each instance, strike “nine” and substitute “13”; in line 26, after “(2)” insert “(I)”; in the same line, strike “FIVE” and substitute “SEVEN”; after line 27, insert:

“(II) OF THE REMAINING SIX MEMBERS, ONLY TWO SHALL BE PHYSICIANS AND ONLY TWO SHALL BE PAYORS, AS DEFINED IN § 19-133 OF THIS ARTICLE.”;

after line 28, insert:

“(2) THE TERMS OF MEMBERS ARE STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR MEMBERS OF THE COMMISSION ON OCTOBER 1, 1999.”

“(3) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.”;

and in lines 29, 31, and 33, strike “(2)”, “(3)”, and “(4)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively.

AMENDMENT NO. 4

On page 9, in line 1, strike “(1) Except as provided in paragraph (2) of this subsection, to” and substitute “TO”; in line 3, after “balance” insert “AND PROMOTE RACIAL DIVERSITY”; strike in their entirety lines 4 and 5; and in line 23, strike “four” and substitute “SEVEN”.

AMENDMENT NO. 5

On page 10, in lines 21 and 22, strike “MAY INCLUDE INDIVIDUALS AND” and substitute “SHALL INCLUDE CONSUMERS AND MAY INCLUDE”; in line 23, strike “ORGANIZATIONS;” and substitute “ORGANIZATIONS, TO MAKE RECOMMENDATIONS TO THE COMMISSION ON COMMUNITY-BASED SERVICES, LONG TERM CARE, ACUTE PATIENT SERVICES, AMBULATORY SURGICAL SERVICES, SPECIALIZED HEALTH CARE SERVICES, RESIDENTIAL TREATMENT CENTERS FOR EMOTIONALLY DISTURBED CHILDREN AND ADOLESCENTS, MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE SERVICES, AND ANY OTHER TOPIC OR ISSUE THAT THE COMMISSION CONSIDERS NECESSARY;”.

AMENDMENT NO. 6

On page 14, in line 17, strike the second set of brackets; and in line 18, strike “SECRETARY”.

AMENDMENT NO. 7

On page 32, in line 11, strike the second set of brackets; and in the same line, strike “FIVE”.

AMENDMENT NO. 8

On page 36, in line 2, after “19-131.” insert “RESERVED.”; and strike in their entirety lines 3 through 30, inclusive.

AMENDMENT NO. 9

On page 72, in line 34, after the semicolon insert “AND”.

On page 73, in line 2, strike “ITEM; AND” and substitute “ITEM.”.

On page 76, in line 9, after “ARTICLE” insert a period; in line 27, strike “who are” and substitute “shall be”; in line 28, after the first “Commission” insert “or the Department of Health and Mental Hygiene”; in line 29, after “1999,” insert “and”; and after line 30, insert:

“(e) On or before January 1, 2000, the Maryland Health Care Commission shall report, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee, the

(Over)

Senate Budget and Taxation Committee, the House Environmental Matters Committee, and the House Appropriations Committee regarding the Commission's plans for altering its permanent workforce."

AMENDMENT NO. 10

On page 77, strike in their entirety lines 23 through 29, inclusive, and substitute:

"SECTION 10. AND BE IT FURTHER ENACTED, That:

(a) Beginning on October 1, 1999, the Chairman and the Executive Director of the Maryland Health Care Commission shall meet regularly, and at least once every 3 months, with the Chairman and Executive Director of the Health Services Cost Review Commission to foster the coordination of functions between the two commissions.

(b) The Chairman and Executive Director of the Maryland Health Care Commission and the Chairman and Executive Director of the Health Services Cost Review Commission, in consultation with the Maryland Insurance Commissioner and the Secretary of Health and Mental Hygiene, shall evaluate the feasibility, desirability, and best method of reorganizing the duties and responsibilities of the two commissions under one commission and the transfer of certain planning and regulatory functions to the Maryland Insurance Administration or the Department of Health and Mental Hygiene."

AMENDMENT NO. 11

On page 77, in line 31, before the first "Health" insert "Maryland"; in line 32, after "Commission," insert "in consultation with the Maryland Insurance Commissioner and the Secretary of Health and Mental Hygiene,"; in lines 35, 37, and 39, in each instance, before "Health" insert "Maryland"; in line 38, strike "and"; and in line 41, after "commission" insert "; and

(d) the priorities, approximate time frames, and process for examining major policy issues during calendar years 2000 and 2001, including:

- (1) the certificate of need process;
- (2) hospital rate regulation;

- (3) State and local health planning; and
- (4) any other policy issue the agencies choose to examine”.

AMENDMENT NO. 12

On page 78, in line 5, after “reported” insert “, in accordance with § 2-1246 of the State Government Article.”; strike in their entirety lines 7 through 14, inclusive, and substitute:

“SECTION 13. AND BE IT FURTHER ENACTED, That:

(a) The terms of each of the Maryland Health Care Access and Cost Commission current members shall terminate on September 30, 1999.

(b) On or before October 1, 1999, the Governor shall appoint the members of the Maryland Health Care Commission in accordance with § 19-104 of the Health - General Article, as enacted by this Act.

(c) For the initial terms of the Maryland Health Care Commission members, the Governor shall appoint the members as follows:

(1) five members from among the current members of the Maryland Health Care Access and Cost Commission;

(2) five members from among the current members of the Health Resources Planning Commission;

(3) two members who are payors as defined in § 19-133 of the Health - General Article, and who are not among the current members of the Maryland Health Care Access and Cost Commission or the Health Resources Planning Commission; and

(4) the current Chairman of the Maryland Health Care Access and Cost Commission who shall serve as the initial chairman of the Maryland Health Care Commission.

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(d) (1) The terms of the initial members of the Maryland Health Care Commission shall begin on October 1, 1999 and shall expire as follows:

- (i) three members in 2001;
- (ii) three members in 2002;
- (iii) three members in 2003; and
- (iv) three members in 2004.

(2) The term of the initial chairman of the Maryland Health Care Commission shall begin on October 1, 1999 and shall expire in 2004.

(e) It is the intent of the General Assembly that the Maryland Health Care Commission appoints the current Executive Director of the Maryland Health Care Access and Cost Commission as its executive director.”;

in line 15, strike “15.” and substitute “14.”; in the same line, strike “14” and substitute “13”; in line 16, strike “June” and substitute “July”; in line 17, strike “16” and substitute “15”; and in line 18, strike “15” and substitute “14”.