

SB0135/773987/1

YARB

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL NO. 135

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “circumstances;” insert “prohibiting certain health insurance carriers from imposing a certain requirement; requiring certain health insurance carriers to establish and implement a procedure that allows a specialist to act as a care coordinator under specified circumstances;”; in line 11, strike “or certain prescription drugs or devices”; strike beginning with “requiring” in line 15 down through “materials;” in line 16; strike beginning with “requiring” in line 20 down through “report;” in line 25; and in line 26, strike beginning with “providing” through “Act;”.

On page 2, in line 20, after “15-829,” insert “and”; in the same line, strike the third comma; and in the same line, strike “15-831, and 15-832”.

AMENDMENT NO. 2

On page 2, in line 32, strike the first comma and substitute “AND”; in the same line, strike the second comma; and in the same line, strike “15-831, AND 15-832”.

AMENDMENT NO. 3

On page 6, in line 16, strike “OR”; and in line 17, after “(IV)” insert “A DENTAL PLAN ORGANIZATION; OR

(V)”;

and strike in their entirety lines 28 through 30, inclusive, and substitute:

“(5) “SPECIALIST” MEANS AN INDIVIDUAL WHO:

(I) IS LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED

(Over)

UNDER THE HEALTH OCCUPATIONS ARTICLE TO PROVIDE HEALTH CARE IN THE ORDINARY COURSE OF BUSINESS OR PRACTICE OF A PROFESSION; AND

(II) IS NOT A PRIMARY CARE PHYSICIAN.”.

On page 7, strike beginning with “FOR” in line 1 down through “CONDITION” in line 2; in lines 5, 19, and 27, in each instance, strike “PROVIDER” and substitute “PHYSICIAN”; and after line 28, insert:

“(5) THE PROCEDURE BY WHICH A MEMBER MAY RECEIVE A STANDING REFERRAL TO A SPECIALIST MAY NOT INCLUDE A REQUIREMENT THAT A MEMBER SEE A PROVIDER IN ADDITION TO THE PRIMARY CARE PHYSICIAN BEFORE THE STANDING REFERRAL IS GRANTED.

(C) (1) EACH CARRIER THAT DOES NOT ALLOW DIRECT ACCESS TO SPECIALISTS SHALL ESTABLISH AND IMPLEMENT A PROCEDURE BY WHICH A SPECIALIST MAY ACT AS A CARE COORDINATOR FOR THE TREATMENT OF A SPECIFIC DISEASE OR CONDITION IN ACCORDANCE WITH THIS SUBSECTION.

(2) THE PROCEDURE SHALL AUTHORIZE A SPECIALIST TO ACT AS THE CARE COORDINATOR FOR THE TREATMENT OF A SPECIFIC DISEASE OR CONDITION OF A MEMBER IF:

(I) THE MEMBER HAS A DISEASE OR CONDITION THAT:

1. IS LIFE THREATENING, DEGENERATIVE, CHRONIC, OR DISABLING; AND

2. REQUIRES SPECIALIZED MEDICAL CARE FOR AT LEAST 1 YEAR;

(II) THE CARRIER, THE PRIMARY CARE PHYSICIAN, AND THE SPECIALIST DETERMINE THAT THE MEMBER'S CARE WOULD MOST APPROPRIATELY BE COORDINATED BY A SPECIALIST FOR THE SPECIFIC DISEASE OR CONDITION; AND

(III) THE SPECIALIST:

1. HAS EXPERTISE IN TREATING THE LIFE-THREATENING, DEGENERATIVE, CHRONIC, OR DISABLING DISEASE OR CONDITION; AND

2. IS PART OF THE CARRIER'S PROVIDER PANEL.

(3) IF A SPECIALIST ACTS AS THE CARE COORDINATOR FOR A MEMBER IN ACCORDANCE WITH THIS SUBSECTION, THE SPECIALIST SHALL:

(I) ACT IN ACCORDANCE WITH A WRITTEN TREATMENT PLAN FOR A COVERED SERVICE DEVELOPED BY:

1. THE PRIMARY CARE PHYSICIAN;

2. THE SPECIALIST; AND

3. THE MEMBER; AND

(II) COMMUNICATE REGULARLY WITH THE PRIMARY CARE PHYSICIAN REGARDING THE TREATMENT AND HEALTH STATUS OF THE MEMBER.”.

On page 8, in line 26, strike “(C)” and substitute “(D)”.

On page 9, in lines 16 and 21, strike “(D)” and “(E)”, respectively, and substitute “(E)” and “(F)”, respectively; and in lines 29 and 32, in each instance, strike “A CARRIER” and substitute “AN ENTITY”.

On page 10, strike in their entirety lines 6 through 9, inclusive; in line 10, strike “(3)” and substitute “(2)”; in line 12, strike “CARRIER” and substitute “ENTITY”; in lines 15 and 27, in each instance, strike “CARRIER’S”; and strike beginning with “(I)” in line 20 down through “(II)” in

(Over)

line 22.

AMENDMENT NO. 4

On pages 11 and 12, strike in their entirety the lines beginning with line 3 on page 11 through line 3 on page 12.

On pages 12 and 13, strike in their entirety the lines beginning with line 13 on page 12 through line 20 on page 13, inclusive.

AMENDMENT NO. 5

On page 13, in line 21, strike “3.” and substitute “2.”; in lines 26, 27, 28, and 39, in each instance, strike “October” and substitute “July”; strike in their entirety lines 29 through 37, inclusive; and in line 38, strike “5.” and substitute “3.”.

On pages 13 and 14, strike beginning with “Section” in line 39 on page 13 through “effect.” in line 2 on page 14.