

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 757

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Children” in line 2 down through “Enrollment” in line 3 and substitute “Enrollees Under Age 21 - Therapy Services”; strike beginning with “permit” in line 5 down through “Program;” in line 7, inclusive, and substitute “establish and implement a procedure for a managed care organization enrollee under age 21 to obtain therapy services under the Maryland Medical Assistance Program; authorizing an enrollee under age 21 to receive certain therapy services under certain circumstances; requiring the Secretary to exclude therapy services from the services that a managed care organization is required to provide to enrollees under age 21 and pay a provider on a fee-for-service basis for therapy services to enrollees under age 21; requiring the Department to conduct or arrange to conduct a certain study and submit certain reports; authorizing a certain grant; defining a certain term;”; and in line 7, after “to” insert “therapy services for enrollees under age 21 in”; in line 10, strike “15-101(a-1)” and substitute “15-103.3”; and strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 2

On pages 1 and 2, strike beginning with “15-101.” in line 21 on page 1 through “REGULATION.” in line 14 on page 2 and substitute:

“15-103.3

(A) IN THIS SECTION, “THERAPY SERVICES” MEANS FREESTANDING AND OUTPATIENT PHYSICAL THERAPY, OCCUPATIONAL THERAPY, SPEECH THERAPY, AND AUDIOLOGY SERVICES.

(B) THE SECRETARY SHALL ESTABLISH AND IMPLEMENT A PROCEDURE FOR A MANAGED CARE ORGANIZATION ENROLLEE UNDER AGE 21 TO OBTAIN THERAPY SERVICES UNDER THE PROGRAM.

(Over)

(C) AN ENROLLEE UNDER AGE 21 MAY RECEIVE THERAPY SERVICES IF:

(1) THE THERAPY SERVICES ARE PROVIDED IN ACCORDANCE WITH A WRITTEN TREATMENT PLAN DEVELOPED BY THE PROVIDER OF THERAPY SERVICES AND THE ENROLLEE OR THE PARENT OR GUARDIAN OF THE ENROLLEE; AND

(2) THE PROVIDER OF THERAPY SERVICES COMMUNICATES REGULARLY WITH THE PRIMARY CARE PROVIDER REGARDING THE TREATMENT AND HEALTH STATUS OF THE ENROLLEE.

(D) THE SECRETARY SHALL:

(1) EXCLUDE THERAPY SERVICES FROM THE SERVICES THAT A MANAGED CARE ORGANIZATION IS REQUIRED TO PROVIDE TO ENROLLEES UNDER AGE 21; AND

(2) PAY A PROVIDER ON A FEE-FOR-SERVICE BASIS FOR THERAPY SERVICES TO ENROLLEES UNDER AGE 21.”.

AMENDMENT NO. 3

On page 2, after line 14, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene shall:

(a) Conduct or arrange to conduct a study to determine whether Medicaid managed care organizations are ensuring that an enrollee under age 21 receives:

(1) an early and periodic screening, diagnosis, and treatment screen in accordance with Medical Assistance Program requirements; and

(2) when diagnosed with a special health care need, an assessment, a treatment plan, and appropriate follow-up care; and

(b) Present a preliminary report on or before December 1, 1999 and a final report on or before December 1, 2000 with the results of the study, together with any recommendations, to the

Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly.

SECTION 3. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene shall study the extent to which risk-based capitation payments to primary care providers are used by managed care organizations, both in the Maryland HealthChoice Program and in managed care arrangements across the country, and shall assess the feasibility and desirability of promoting risk-based capitation payments to primary care providers in the HealthChoice Program. The Department shall report the results of its study to the Governor and, subject to § 2-1246 of the State Government Article, to the General Assembly on or before December 1, 1999.

SECTION 4. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene may grant up to \$50,000 in Medical Assistance Program funds for outreach services to children with special needs.

SECTION 5. AND BE IT FURTHER ENACTED, That Sections 2, 3, and 4 of this Act shall take effect July 1, 1999.”;

in line 15, strike “2.” and substitute “6.”; and in line 15, strike “That” and substitute “That, subject to Section 5 of this Act,”.