

HOUSE BILL 280

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C3

1999 Regular Session  
(9r1586)

**ENROLLED BILL**  
-- Economic Matters/Finance --

Introduced by **Delegates Goldwater and Gordon**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this  
\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_ M.

\_\_\_\_\_  
Speaker.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Health Insurance - Reimbursements to Health Care Practitioners - Costs of**  
3 **Oncology Drugs**

4 FOR the purpose of ~~including the cost of certain supplies and services used by health~~  
5 ~~care practitioners in treating patients under certain circumstances in the cost of~~  
6 ~~oncology drugs that must be reimbursed by carriers; prohibiting certain health~~  
7 ~~insurance carriers from reimbursing a health care practitioner in an amount~~  
8 ~~that is less than the cost of certain supplies and administrative services;~~  
9 ~~providing for a certain exception; prohibiting carriers from requiring health care~~  
10 ~~practitioners to obtain oncology drugs from a particular source; repealing a~~  
11 ~~provision that authorizes carriers to reimburse a health care practitioner in an~~  
12 ~~amount less than the practitioner's cost under certain circumstances; and~~  
13 ~~generally *repealing certain provisions of law* relating to reimbursement of~~  
14 health care practitioners for the costs of oncology drugs under health insurance.

15 BY repealing and reenacting, with amendments,  
16 Article - Insurance

1 Section 15-113  
2 Annotated Code of Maryland  
3 (1997 Volume and 1998 Supplement)

4 BY repealing and reenacting, without amendments,  
5 Article - Health - General  
6 Section 19-706(i)  
7 Annotated Code of Maryland  
8 (1996 Replacement Volume and 1998 Supplement)

9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
10 MARYLAND, That the Laws of Maryland read as follows:

11 **Article - Insurance**

12 15-113.

13 (a) (1) In this section the following words have the meanings indicated.

14 (2) "Carrier" means:

15 (i) an insurer;

16 (ii) a nonprofit health service plan;

17 (iii) a health maintenance organization;

18 (iv) a dental plan organization; or

19 (v) any other person that provides health benefit plans subject to  
20 regulation by the State.

21 (3) "Health care practitioner" means an individual who is licensed,  
22 certified, or otherwise authorized under the Health Occupations Article to provide  
23 health care services.

24 (b) A carrier may not reimburse a health care practitioner in an amount less  
25 than the sum or rate negotiated in the carrier's provider contract with the health care  
26 practitioner.

27 (c) This section does not prohibit a carrier from providing bonuses or other  
28 incentive-based compensation to a health care practitioner if the bonus or other  
29 incentive-based compensation does not:

30 (1) violate § 19-705.1 of the Health - General Article; or

31 (2) deter the delivery of medically appropriate care to an enrollee.



1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 ~~October~~ June 1, 1999.