

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 190

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, after "determinations;" insert "prohibiting certain persons from acting as or using a private review agent under certain circumstances;"; and in line 19, after "penalties;" insert "establishing certain penalties;".

AMENDMENT NO. 2

On page 3, after line 16, insert:

“(D) AN ENTITY SUBJECT TO THIS SECTION MAY NOT:

(1) ACT AS A PRIVATE REVIEW AGENT WITHOUT HOLDING A CERTIFICATE ISSUED UNDER SUBTITLE 10B OF THIS TITLE; OR

(2) USE A PRIVATE REVIEW AGENT THAT DOES NOT HOLD A CERTIFICATE ISSUED UNDER SUBTITLE 10B OF THIS TITLE.

(E) AN ENTITY THAT VIOLATES ANY PROVISION OF THIS SECTION IS SUBJECT TO THE PENALTIES PROVIDED UNDER § 15-10B-12 OF THIS TITLE.”;

and in line 36, strike the brackets.

On pages 3 and 4, strike beginning with "A" in line 36 on page 3 through "SERVICES" in line 1 on page 4.

On page 5, in line 5, strike "IN THE STATE"; in line 8, strike "MEMBER" and substitute "PATIENT"; in line 15, strike "or"; and in line 17, after "dysfunction" insert "; OR

(Over)

(3) PROVIDES ANY OTHER CARE, SERVICE, OR TREATMENT OF DISEASE OR INJURY, THE CORRECTION OF DEFECTS, OR THE MAINTENANCE OF THE PHYSICAL AND MENTAL WELL-BEING OF HUMAN BEINGS".

On page 6, in line 29, after "SYSTEMS," insert "CAREFIRST BLUECROSS BLUESHIELD,".

On page 7, in line 22, strike "application".

On page 8, strike beginning with "health" in line 22 down through "SUBTITLE" in line 23 and substitute "PERSONS"; in line 32 strike the brackets; and in the same line, strike "30".

On page 9, in lines 9 and 13, in each instance, strike "revisions or modifications" and substitute "REVISIONS, MODIFICATIONS, OR ADDITIONS"; in line 27, strike "CORPORATE"; in line 28, strike "AT LEAST 60 DAYS BEFORE" and substitute "WITHIN 30 DAYS OF"; and in line 31, after "RESPONSIBILITY" insert "UNDER A CONTRACT".

On page 11, in line 11, after "3" insert "CALENDAR"; and in line 19, strike "SHALL" and substitute "MAY".

On page 13, in line 30, strike "FOR".

On page 16, in line 4, strike "AN INTERNAL GRIEVANCE PROCESS ESTABLISHED BY"; and in line 5, strike "UNDER THIS SECTION".

On page 17, in lines 30 and 35, in each instance, strike "ADVERSE" and substitute "GRIEVANCE"; and in line 38, after "WHO" insert ":

(I) IS BOARD CERTIFIED OR ELIGIBLE IN THE SAME SPECIALTY AS THE TREATMENT UNDER REVIEW; OR

(II)".

On page 19, in line 30, strike "OR".

On page 20, in line 4, after "BASIS" insert "; OR

(9) ACT AS A PRIVATE REVIEW AGENT WITHOUT HOLDING A CERTIFICATE ISSUED UNDER THIS SUBTITLE";

after line 20, insert:

"(2) ISSUE AN ORDER TO CEASE AND DESIST FROM ACTING AS A PRIVATE REVIEW AGENT WITHOUT HOLDING A CERTIFICATE ISSUED UNDER THIS SUBTITLE;"

in line 21, strike "(2)" and substitute "(3)"; and in line 24, strike "(3)" and substitute "(4)".