

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 405

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "Subscribers" in line 2 down through "Services" in line 3 and substitute "Reimbursement of Non-Contracting Providers"; strike beginning with "authorizing" in line 4 down through "circumstances;" in line 17 and substitute "altering the reimbursement that a health maintenance organization must pay a non-contracting health care provider for certain services delivered to an enrollee or subscriber; requiring a health maintenance organization to reimburse a non-contracting health care provider at a certain rate; requiring a health maintenance organization to disclose a certain reimbursement rate on request of a certain health care provider; authorizing the enforcement of certain provisions of this Act in a certain manner under certain circumstances; repealing certain provisions of law requiring the Maryland Insurance Administration to conduct a certain study and submit certain reports; requiring the Health Services Cost Review Commission to submit a certain report to certain committees of the General Assembly on or before a certain date; providing for the termination of certain provisions of this Act;"; in line 18, strike "private contracts" and substitute "reimbursement of non-contracting providers"; in the same line, strike "made by" and substitute "delivered to"; after line 19, insert:

"BY repealing

Chapter 120 of the Acts of the General Assembly of 1999

Section 5

BY repealing and reenacting, without amendments,

Article - Health - General

Section 19-710(o)

Annotated Code of Maryland

(1996 Replacement Volume and 1999 Supplement)";

and in line 22, strike "19-710(o) and".

(Over)

AMENDMENT NO. 2

On page 2, in line 16, strike the brackets; and strike beginning with the semicolon in line 18 down through "SUBTITLE" in line 20.

AMENDMENT NO. 3

On page 3, strike beginning with the first "the" in line 10 down through "rate" in line 11 and substitute "THE GREATER OF:

A. 125% OF THE RATE THE HEALTH MAINTENANCE ORGANIZATION PAYS IN THE SAME GEOGRAPHIC AREA, FOR THE SAME COVERED SERVICE, TO A SIMILARLY LICENSED PROVIDER UNDER WRITTEN CONTRACT WITH THE HEALTH MAINTENANCE ORGANIZATION; OR

B. THE RATE AS OF JANUARY 1, 2000 THAT THE HEALTH MAINTENANCE ORGANIZATION PAID IN THE SAME GEOGRAPHIC AREA, FOR THE SAME COVERED SERVICE, TO A SIMILARLY LICENSED PROVIDER NOT UNDER WRITTEN CONTRACT WITH THE HEALTH MAINTENANCE ORGANIZATION";

strike in their entirety lines 12 through 22, inclusive, and substitute:

"(2) A HEALTH MAINTENANCE ORGANIZATION SHALL DISCLOSE, ON REQUEST OF A HEALTH CARE PROVIDER NOT UNDER WRITTEN CONTRACT WITH THE HEALTH MAINTENANCE ORGANIZATION, THE REIMBURSEMENT RATE REQUIRED UNDER PARAGRAPH (1)(II)2 OF THIS SUBSECTION.";

and strike in their entirety lines 23 through 26, inclusive.

AMENDMENT NO. 4

On pages 3 and 4, strike in their entirety the lines beginning with line 36 on page 3 through line 28 on page 4, inclusive; in line 29, strike "(G)" and substitute "(D)"; and in line 37, strike "(H)" and substitute "(E)".

AMENDMENT NO. 5

On page 2, after line 20, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Health - General".

On page 5, after line 3, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That the Health Services Cost Review Commission, in consultation with the Maryland Health Care Commission, the Maryland Insurance Administration, health care providers, and health maintenance organizations, shall develop a methodology for ensuring reasonable payment to health care providers not under written contract with a health maintenance organization. The Commission shall report its findings and recommendations to the House Economic Matters Committee and the Senate Finance Committee, in accordance with § 2-1246 of the State Government Article, on or before January 1, 2002.

SECTION 4. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect October 1, 2000. Section 2 of this Act shall remain effective for a period of 1 year and 9 months and, at the end of June 30, 2002, with no further action required by the General Assembly. Section 2 of this Act shall be abrogated and of no further force and effect."

in line 4, strike "2." and substitute "5."; and in the same line, after "That" insert ", subject to Section 4 of this Act.".

AMENDMENT NO. 6

On page 1, after line 26, insert:

"Chapter 120 of the Acts of 1999

[SECTION 5. AND BE IT FURTHER ENACTED, That the Maryland Insurance Administration, in consultation with the Health Care Access and Cost Commission, shall study the usual, customary, and reasonable rates paid by health maintenance organizations for the claims of non-contracting health care providers under the provisions of § 19-710.1 of the Health - General Article. The study shall include a review of methodologies for rates of payment for services provided by non-contracting health care providers in the State. The findings of the study shall be presented in an interim report submitted on or before January 1, 2000 and, subject to § 2-1246 of the

(Over)

**SB0405/567575/1**

**FIN**

**Amendments to SB 405**

**Page 4 of 4**

State Government Article, a final report submitted on or before September 1, 2000 to the House Economic Matters Committee and the Senate Finance Committee.]”.