

HOUSE BILL 1448

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2001 Regular Session
(1r3040)

ENROLLED BILL
-- Economic Matters/Finance --

Introduced by **Delegate Malone**

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 **Medicare Supplement Policies - Medicare Select Program**

3 FOR the purpose of authorizing certain ~~health~~ insurers and nonprofit health service
4 plans to issue Medicare supplement policies under the Medicare Select program;
5 establishing requirements for a Medicare supplement policy issued under the
6 Medicare Select program; requiring the Department of Health and Mental
7 Hygiene to make certain determinations about the adequacy of the network
8 established by a health insurer or a nonprofit health service plan under the
9 Medicare Select program; authorizing the Maryland Insurance Commissioner to
10 adopt certain regulations; and generally relating to Medicare supplement
11 policies issued under the Medicare Select program.

12 BY repealing and reenacting, with amendments,
13 Article - Insurance
14 Section 15-904
15 Annotated Code of Maryland
16 (1997 Volume and 2000 Supplement)

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

3 **Article - Insurance**

4 15-904.

5 (A) A carrier may not issue, deliver, or renew a Medicare supplement policy in
6 the State unless the Medicare supplement policy complies with this subtitle.

7 (B) (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE, A
8 ~~HEALTH AN~~ INSURER OR A NONPROFIT HEALTH SERVICE PLAN THAT IS AUTHORIZED
9 TO ISSUE ~~HEALTH INSURANCE~~ MEDICARE SUPPLEMENT POLICIES UNDER THIS
10 ARTICLE MAY ISSUE MEDICARE SUPPLEMENT POLICIES UNDER THE MEDICARE
11 SELECT PROGRAM.

12 (2) THE REQUIREMENTS FOR A MEDICARE SUPPLEMENT POLICY ISSUED
13 UNDER THE MEDICARE SELECT PROGRAM SHALL BE CONSISTENT WITH
14 REQUIREMENTS SET FORTH IN THE FEDERAL OMNIBUS BUDGET RECONCILIATION
15 ACT OF 1990 AND ANY SUBSEQUENT RELEVANT FEDERAL LAW AND REGULATIONS.

16 (3) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL
17 DETERMINE THE ADEQUACY OF THE NETWORK ESTABLISHED BY ~~A HEALTH AN~~
18 INSURER OR A NONPROFIT HEALTH SERVICE PLAN UNDER THE MEDICARE SELECT
19 PROGRAM, AS TO THE NUMBER OF PROVIDERS, GEOGRAPHIC LOCATION, HOURS OF
20 OPERATION, PROMPTNESS OF SERVICE, AND RANGE OF SERVICES, IN THE SAME
21 MANNER AS DETERMINED FOR A HEALTH MAINTENANCE ORGANIZATION UNDER §§
22 19-705.1 AND 19-705.2 OF THE HEALTH - GENERAL ARTICLE.

23 (C) THE COMMISSIONER MAY ADOPT REGULATIONS, IN CONSULTATION WITH
24 THE SECRETARY OF HEALTH AND MENTAL HYGIENE, TO ESTABLISH THE
25 REQUIREMENTS OF THE MEDICARE SELECT PROGRAM.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 2001.