

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 773

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Gladden,”; strike line 2 in its entirety and substitute “Study of CareFirst and the Laws Affecting Nonprofit Health Service Plans”; strike beginning with “establishing” in line 3 down through “date;” in line 20 and substitute “requiring the Maryland Insurance Commissioner to make a certain determination regarding whether conduct identified in a certain order issued by the Maryland Insurance Administration violates certain provisions of the Insurance Article; requiring the Insurance Commissioner to take certain action based on a certain determination; requiring the Insurance Commissioner to report certain findings on or before a certain date; requiring the Insurance Commissioner to make certain recommendations and report on or before a certain date; requiring the Office of the Attorney General to make a certain determination regarding whether conduct identified in a certain order issued by the Maryland Insurance Administration violates certain provisions of federal or State law; requiring the Office the Attorney General to report certain findings and recommendations on or before a certain date;”; and strike line 21 in its entirety and substitute “relating to a study of CareFirst and the laws affecting nonprofit health service plans.”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 22 on page 1 through line 30 on page 3, inclusive, and substitute:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

That:

(a) The Maryland Insurance Commissioner shall:

(1) determine whether any conduct identified in MIA No: 2003-02-032 violates the provisions of § 14-116 or § 14-139 of the Insurance Article or any other provision of the

(Over)

Insurance Article not identified in MIA No: 2003-02-032;

(2) take any action deemed appropriate in light of the determinations made, if any, under item (1) of this subsection;

(3) report on or before July 1, 2003 on the determinations made, if any, under item (1) of this subsection to:

(i) the board of directors of a nonprofit health service plan subject to the provisions of § 14-115(d) of the Insurance Article; and

(ii) the Governor, and subject to § 2-1246 of the State Government Article, the General Assembly; and

(4) make recommendations regarding whether any changes to Maryland law need to be made in order to ensure that the regulatory oversight of nonprofit health service plans subject to Title 14 of the Insurance Article is sufficient to protect the public interest, and report those recommendations, on or before July 1, 2003, to:

(i) the Governor;

(ii) subject to § 2-1246 of the State Government Article, the General Assembly; and

(iii) the Office of the Attorney General.

(b) The Office of the Attorney General shall:

(1) determine whether any conduct identified in MIA No: 2003-02-032 violates any provision of federal or State civil, criminal, or administrative law, other than those provisions reviewed by the Insurance Commissioner under subsection (a)(1) of this Section;

(2) report on or before September 1, 2003 to the Governor, and subject to § 2-1246 of the State Government Article, the General Assembly on the determinations made, if any, under item (1) of this subsection and identify any changes to State law that need to be made in order to ensure that the public interest is protected.”.

AMENDMENT NO. 3

On page 3, in line 32, strike “7” and substitute “4”; and in line 33, strike “December 31,” and

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substitute "September 30,".