

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 836

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “Commissioner” insert a comma; in line 6, strike the comma; strike beginning with “providing” in line 7 down through “Counsel;” in line 9; in line 10, strike “imposing” and substitute “to impose”; in line 11, after “circumstances;” insert “authorizing a circuit court to impose a certain civil penalty under certain circumstances;”; in line 13, strike “Insurance”; in the same line, after “Commissioner;” insert “requiring the Commissioner to deny inspection of certain parts of certain reports;”; in line 15, strike “requiring” and substitute “authorizing”; in line 20, strike “imposed”; in the same line, after “tax” insert “imposed”; in line 21, strike “on and” and substitute “or”; in line 22, strike “from” and substitute “earned on moneys in”; and strike beginning with “requiring” in line 24 down through “for;” in line 25.

On page 2, in line 5, after “circumstances;” insert “providing that participation in the Fund is voluntary;”; in line 34, strike “Insurance”; and in line 46, after “manner;” insert “providing that an insurer that fails to pay a certain assessment is subject to certain provisions of law;”.

On page 3, in line 8, strike “Patient’s” and substitute “Patients”; in the same line, after “Quality” insert “Health”; and in line 16, strike “4-113(a) and”.

On page 5, in line 12, strike “SUBPARAGRAPH (II)(2)” and substitute “SUBPARAGRAPH (II)2”.

On pages 5 and 6, strike in their entirety the lines beginning with line 18 on page 5 through line 12 on page 6, inclusive.

On page 7, in line 29, strike “AN ENTITY” and substitute “A PERSON”.

On page 8, in line 10, after “TO” insert “THE”; in line 11, after “REPORTING” insert

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“REQUIREMENT”; and in line 12, after “INFORMATION” insert “THAT”.

On page 12, in lines 19 and 20, strike “AND JUDICIAL PROCEEDINGS”.

On page 19, in line 17, strike the comma.

On page 21, in line 34, after “AFTER” insert “FISCAL YEAR”.

On page 23, in line 29, strike “INCREASE” and substitute “INCREASED”.

On page 23 in line 31 and on page 24 in line 9, in each instance, strike “TO”.

On page 27, in line 32, after “THEREAFTER” insert a comma.

On page 29, in line 8, strike “SECTION” and substitute “SUBTITLE”.

On page 31, in line 6, strike “until” and substitute “THROUGH”; and in line 31, strike “LIABILITY”.

On page 34, in line 6, strike “Medical Professional Liability Insurance” and substitute “Maryland Health Care Provider”; in line 27, after “pass” insert “as”; and in line 28, strike “March 1, 2005” and substitute “March 31, 2005”.

AMENDMENT NO. 2

On page 7, in line 30, strike “shall” and substitute “MAY”.

On page 13, in line 8, strike “SHALL” and substitute “MAY”.

AMENDMENT NO. 3

On page 8, in line 9, after “(2)” insert “(I)”; strike beginning with “AND” in line 12 down through “COMMISSIONER” in line 14; and after line 14, insert:

“(II) IN ACCORDANCE WITH § 10-617(D) OF THE STATE GOVERNMENT ARTICLE, THE COMMISSIONER SHALL DENY INSPECTION OF ANY PART OF A REPORT SUBMITTED UNDER PARAGRAPH (1) OF THIS SUBSECTION THAT THE COMMISSIONER DETERMINES CONTAINS CONFIDENTIAL COMMERCIAL INFORMATION OR CONFIDENTIAL FINANCIAL INFORMATION.”

AMENDMENT NO. 4

On page 9, in line 26, after “county” insert a closing bracket; and in line 27, strike the bracket.

AMENDMENT NO. 5

On page 20, in line 27, strike “CHARGE” and substitute “COLLECT”.

On page 21, in line 4, strike “\$150,000” and substitute “\$350,000”.

On page 22, in line 8, strike “\$150,000” and substitute “\$350,000”.

On page 23, in line 16, after “YEAR” insert “IN THE STATE”.

On page 24, after line 33, insert:

“(A) (1) PARTICIPATION IN THE FUND BY A MEDICAL PROFESSIONAL LIABILITY INSURER SHALL BE VOLUNTARY.”;

in line 34, strike “(A)” and substitute “(2)”; and in line 37, strike “(1)” and substitute “(I)”.

On page 25, in lines 1, 2, and 4, strike “(2)”, “(I)”, and “(II)”, respectively, and substitute “(II)”, “1.”, and “2.”, respectively; in line 2, after the second “THE” insert “ESTIMATED”; and in line 30, strike “SHALL” and substitute “MAY”.

On page 26, in line 13, strike “ON A QUARTERLY BASIS AND”; and in line 15, after “ACCOUNT” insert “ON A QUARTERLY BASIS”.

On page 29, in line 21, strike “AND”; after line 21, insert:

“(IV) THE COSTS INCURRED BY THE COMMISSIONER IN ADMINISTERING THE RATE STABILIZATION ACCOUNT DURING THE PREVIOUS CALENDAR YEAR, INCLUDING A JUSTIFICATION OF THE AUDIT COSTS INCURRED UNDER § 19-805(I) OF THIS SUBTITLE; AND”;

and in line 22, strike “(IV)” and substitute “(V)”.

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