

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL NO. 157

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Chairman, Economic Matters Committee (By Request - Departmental - Insurance Administration, Maryland)” and substitute “Delegates Busch and Edwards”.

AMENDMENT NO. 2

On page 1, at the top of the page, insert “EMERGENCY BILL”; strike line 2 in its entirety and substitute “Maryland Health Care Provider Rate Stabilization Fund - Medical Assistance Program Account - Health Care Provider Rates”; strike beginning with “that” in line 3 down through “requirements” in line 8 and substitute “the Secretary of Health and Mental Hygiene to increase fee-for-service health care provider rates and to pay managed care organization health care providers consistent with fee-for-service health care provider rates for obstetric services performed by family practitioners; making this Act an emergency measure; and generally relating to health care provider rates”; in line 11, strike “4-401” and substitute “19-807”; in line 13, strike “2003” and substitute “2002”; and after line 13, insert:

“(As enacted by Chapter 1 of the Acts of the General Assembly of 2005)”.

AMENDMENT NO. 3

On pages 1 through 3, strike in their entirety the lines beginning with line 17 on page 1 through line 27 on page 3, inclusive, and substitute:

“19-807.

(a) The Commissioner shall disburse money from the Medical Assistance Program Account to the Secretary.

(Over)

(b) (1) In fiscal year 2005, disbursements from the Medical Assistance Program Account shall be used by the Secretary to increase capitation rates paid to managed care organizations.

(2) Beginning in fiscal year 2006 and annually thereafter, to maintain the rate increases provided under this paragraph, disbursements from the Medical Assistance Program Account of \$15,000,000 shall be used by the Secretary to increase fee-for-service health care provider rates and to pay managed care organization health care providers consistent with fee-for-service health care provider rates for:

(I) procedures commonly performed by:

[(i)] 1. obstetricians;

[(ii)] 2. neurosurgeons;

[(iii)] 3. orthopedic surgeons; and

[(iv)] 4. emergency medicine physicians; AND

(II) OBSTETRIC SERVICES PERFORMED BY FAMILY PRACTITIONERS.

(3) Portions of the Medical Assistance Program Account that exceed the amount provided under paragraph (2) of this subsection shall be used by the Secretary only to:

(i) increase capitation payments to managed care organizations consistent with § 15-103(b)(18) of the Health - General Article;

(ii) increase fee-for-service health care provider rates;

(iii) pay managed care organization health care providers consistent with the fee-for-service health provider rates; and

(iv) after fiscal year 2009:

1. maintain increased capitation payments to managed care organizations;

2. maintain increased rates for health care providers; and

3. support generally the operations of the Maryland Medical Assistance Program.

(c) (1) Health care provider rate increases under subsection (b)(2) and (3)(ii), (iii), and (iv)2 of this section shall be determined by the Secretary in consultation with managed care organizations, the Maryland Hospital Association, the Maryland State Medical Society, the American Academy of Pediatrics, Maryland Chapter, and the American College of Emergency Room Physicians, Maryland Chapter.

(2) The Secretary shall submit the plan for Medicaid health care provider rate increases under paragraph (1) of this subsection to the Senate Budget and Taxation Committee, Senate Finance Committee, House Appropriations Committee, and House Health and Government Operations Committee prior to adopting regulations implementing the increase.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.”.