

(PRE-FILED)

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By: **Delegate Donoghue**  
 Requested: October 1, 2004  
 Introduced and read first time: January 12, 2005  
 Assigned to: Health and Government Operations

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A BILL ENTITLED

1 AN ACT concerning

2 **Community Access Program Grants - Coordination of Health Care Provider**  
 3 **Reimbursements - Sunset Extension for Pilot Program**

4 FOR the purpose of extending the termination date for certain provisions of law that  
 5 authorize recipients of federal Community Access Program Grants to establish a  
 6 certain pilot program to coordinate health care provider reimbursements; and  
 7 generally relating to a pilot program for Community Access Program Grant  
 8 recipients.

9 BY repealing and reenacting, without amendments,  
 10 Article - Insurance  
 11 Section 15-1601  
 12 Annotated Code of Maryland  
 13 (2002 Replacement Volume and 2004 Supplement)

14 BY repealing and reenacting, with amendments,  
 15 Chapter 289 of the Acts of the General Assembly of 2003  
 16 Section 2

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

19 **Article - Insurance**

20 15-1601.

21 (a) (1) A program operating in this State initiated under a Community  
 22 Access Program Grant from the United States Department of Health and Human  
 23 Services may establish a pilot program to coordinate health care provider  
 24 reimbursements in order to test innovations in payment for health care services to be  
 25 permanently implemented if successful.

26 (2) The pilot program established under paragraph (1) of this subsection  
 27 shall meet the federal grant requirements and the requirements of this section.

1 (b) (1) A pilot program created under this section may:

2 (i) enroll participants who do not have insurance and whose  
3 income is at or below 300% of the federal poverty level;

4 (ii) coordinate payments from enrollees and employers of enrollees  
5 to be used to obtain available funding to assist in providing reimbursements to health  
6 care providers of enrollees; and

7 (iii) enter into agreements with health care providers to coordinate  
8 and otherwise provide services to enrollees.

9 (2) Agreements that are entered into under paragraph (1)(iii) of this  
10 subsection are contingent on the health care provider agreeing to the provision of  
11 payment by the pilot program based on available funding to the pilot program for the  
12 health care services being provided.

13 (c) (1) If a health care provider participating in the pilot program no longer  
14 accepts the reimbursement from an enrollee of the pilot program, the health care  
15 provider shall give a minimum of 30 days' notice of discontinuance of providing  
16 services and further acceptance of payments.

17 (2) A pilot program shall give enrollees and employers of enrollees a  
18 minimum of 30 days' notice of discontinuance or reduction of enrollee benefits.

19 (d) (1) Enrollment in a pilot program shall be limited to individuals not  
20 covered by other reimbursement programs such as the Maryland Children's Health  
21 Program or the federal Medicaid program.

22 (2) (i) Participation in a pilot program is limited to employers who  
23 have not offered commercial health insurance for the previous 12 months.

24 (ii) Any employer found falsifying information and dumping  
25 existing health insurance coverage will be dropped from the pilot program  
26 permanently.

27 (e) A pilot program created under this section:

28 (1) is not providing insurance as defined in § 1-101 of this article;

29 (2) is not subject to regulation by the Maryland Insurance  
30 Commissioner; and

31 (3) may not be considered an unauthorized insurer as defined in § 1-101  
32 of this article.

33 (f) (1) A pilot program created under this section shall report to the Senate  
34 Finance Committee and House Health and Government Operations Committee, in  
35 accordance with § 2-1246 of the State Government Article, on or before June 1 of each  
36 year.

- 1           (2)    The report shall include:
- 2                   (i)     an analysis of the financial status of the pilot program;
- 3                   (ii)    data on the numbers of health care provider reimbursements;
- 4                   (iii)  a description of enrollee services utilized; and
- 5                   (iv)   other information as requested by the committees.

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**Chapter 289 of the Acts of 2003**

7       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
8 July 1, 2003. It shall remain effective for a period of [2] 4 years and, at the end of  
9 June 30, [2005] 2007, with no further action required by the General Assembly, this  
10 Act shall be abrogated and of no further force and effect.

11       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 June 1, 2005.