J4 6lr2587 CF 6lr2586

By: Senator Astle
Introduced and read first time: February 8, 2006
Assigned to: Rules

	A BILL ENTITLED						
1	AN ACT concerning						
2	Health Maintenance Organizations - Payment of Noncontracting Health Care Providers						
4 5 6 7 8 9 .0 .1	care providers; requiring a health maintenance organization to file certain information and a certain affidavit with the Maryland Insurance Administration on or before a certain date each year; requiring a health maintenance organization to notify the Maryland Insurance Commissioner of certain rate information; and generally relating to the reimbursement of						
.4 .5 .6 .7	Section 19-710.1(b) Annotated Code of Maryland (2005 Replacement Volume and 2005 Supplement) SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF						
.9	MARYLAND, That the Laws of Maryland read as follows: Article - Health - General						
	19-710.1.						
24	(b) (1) In addition to any other provisions of this subtitle, for a covered service rendered to an enrollee of a health maintenance organization by a health care provider not under written contract with the health maintenance organization, the health maintenance organization or its agent:						
26 27	(i) Shall pay the health care provider within 30 days after the receipt of a claim in accordance with the applicable provisions of this subtitle; and						
28	(ii) Shall pay the claim submitted by:						

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1 2	Cost Review Commission;	1.	A hospital at the rate approved by the Health Services
3 4	patient in a trauma center, at th		A trauma physician for trauma care rendered to a trauma of:
	published by the Centers for M service, to a similarly licensed		140% of the rate paid by the Medicare program, as and Medicaid Services, for the same covered; or
10		licaid Ser	The rate as of January 1, 2001 that the health me geographic area, as published by the rvices, for the same covered service, to a
12		3.	Any other health care provider at the [greater] LESSER of:
13 14	OR	A.	THE BILLED CHARGES OF THE HEALTH CARE PROVIDER;
17 18 19	WHICH THE HEALTH CAR published by the Centers for M	ys] PAID, E SERVI Medicare a provider	B. 125% of the HIGHEST CONTRACT rate the health, AS OF JANUARY 1 OF THE CALENDAR YEAR IN ICE WAS DELIVERED, in the same geographic area, as and Medicaid Services, for the same covered runder written contract with the health
23 24	Centers for Medicare and Med	l in the sa licaid Ser	The rate as of January 1, 2000 that the health ame geographic area, as published by the rvices, for the same covered service, to a vritten contract with the health maintenance
	` , ` , , , , , , , , , , , , , , , , ,		BEFORE JANUARY 31 OF EACH YEAR, A HEALTH SHALL FILE WITH THE MARYLAND INSURANCE
			THE HIGHEST CONTRACT RATES FOR EACH GEOGRAPHIC HED BY THE CENTERS FOR MEDICARE AND EAS OF JANUARY 1 OF THAT YEAR; AND
34	MAINTENANCE ORGANIZ OFFICER REVIEWED THE	ATION U RATE IN	AN AFFIDAVIT, SIGNED BY AN OFFICER OF THE HEALTH UNDER PENALTY OF PERJURY, STATING THAT THE NFORMATION AND, TO THE BEST OF THE OFFICER'S ID BELIEF, THE INFORMATION IS TRUE.
38	SUBPARAGRAPH (I) OF THORGANIZATION SHALL N	IIS PARA OTIFY T	E TIME OF THE RATE FILING REQUIRED UNDER AGRAPH, THE HEALTH MAINTENANCE THE COMMISSIONER OF ANY RATE INFORMATION CE ORGANIZATION CONSIDERS PROPRIETARY.

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	care provider not under wation, the reimbursement ra	ritten contract with the health maintenance ate required under paragraph (1)(ii)2 and 3 of this
7 the healt 8 documen	th maintenance organization that it is the contraction and to include on the contraction and to include on the contraction and the contraction are contracted as the contraction and the contraction are contracted as the contracted are contracted as the contract	Subject to subparagraph (ii) of this paragraph, a health uire a trauma physician not under contract with on to submit appropriate adjunct claims he uniform claim form a provider number assigned lth maintenance organization.
12 subpara 13 a provid	an to include a provider nu agraph (i) of this paragraph	a health maintenance organization requires a trauma amber on the uniform claim form in accordance with the health maintenance organization shall assign sysician not under contract with the health equest of the physician.
		crauma center, on request from a health maintenance censed physician is credentialed or otherwise provide trauma care.
20 physicia	ma care rendered to a traus	twithstanding the provisions of § 19-701(d) of this subtitle, ma patient in a trauma center by a trauma rganization may not require a referral or e covered.
22 SEC 23 October		RTHER ENACTED, That this Act shall take effect