

SENATE BILL 601

C3

7lr2401
CF HB 947

By: **Senator Kittleman**

Introduced and read first time: February 2, 2007

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 22, 2007

CHAPTER _____

1 AN ACT concerning

2 **Health Insurance – Health Care Providers – Reimbursement by Carriers and**
3 **Charges**

4 FOR the purpose of prohibiting certain carriers from requiring ~~certain~~ health care
5 providers that ~~deliver~~ provide health care services through a certain group
6 practice or ~~other~~ health care ~~entity~~ facility to be considered participating
7 providers or to accept ~~the~~ a certain reimbursement fee schedule ~~applicable~~
8 ~~under the contract between the group practice or other health care entity and~~
9 ~~the carrier for certain health care services delivered by the health care provider~~
10 ~~under certain circumstances; requiring a certain provider to give certain notice~~
11 ~~to an enrollee; and generally relating to reimbursement of health care providers~~
12 ~~by carriers~~ health care provider reimbursement and charges.

13 BY repealing and reenacting, without amendments,

14 Article – Insurance

15 Section 15–112(a)(1), (3), (4), and (6)

16 Annotated Code of Maryland

17 (2006 Replacement Volume and 2006 Supplement)

18 BY adding to

19 Article – Insurance

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



Section 15–112(o)
Annotated Code of Maryland
(2006 Replacement Volume and 2006 Supplement)

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

Article – Insurance

7 15-112.

8 (a) (1) In this section the following words have the meanings indicated.

9 (3) (i) "Carrier" means:

10 1. an insurer;

11 2. a nonprofit health service plan;

13 4. a dental plan organization; or

16 (ii) "Carrier" includes an entity that arranges a provider panel
17 for a carrier.

18 (4) "Enrollee" means a person entitled to health care benefits from a
19 carrier.

20 (6) "Provider" means a health care practitioner or group of health care
21 practitioners licensed, certified, or otherwise authorized by law to provide health care
22 services.

23 (O) A CARRIER MAY NOT REQUIRE A PROVIDER THAT DELIVERS
24 HEALTH CARE SERVICES THROUGH A GROUP PRACTICE OR OTHER HEALTH
25 CARE ENTITY TO ACCEPT THE REIMBURSEMENT FEE SCHEDULE APPLICABLE
26 UNDER THE CONTRACT BETWEEN THE GROUP PRACTICE OR OTHER HEALTH
27 CARE ENTITY AND THE CARRIER FOR HEALTH CARE SERVICES THE PROVIDER
28 DELIVERS;

1 (1) ~~TO ENROLLEES OF THE CARRIER THROUGH A SEPARATE~~
2 ~~INDIVIDUAL, GROUP, OR OTHER HEALTH CARE PRACTICE ARRANGEMENT; AND~~

3 (2) ~~USING A DIFFERENT FEDERAL TAX IDENTIFICATION NUMBER~~
4 ~~THAN THAT USED BY THE GROUP PRACTICE OR OTHER HEALTH CARE ENTITY.~~

5 (o) (1) A CARRIER MAY NOT REQUIRE A PROVIDER THAT PROVIDES
6 HEALTH CARE SERVICES THROUGH A GROUP PRACTICE OR HEALTH CARE
7 FACILITY THAT PARTICIPATES ON THE CARRIER'S PROVIDER PANEL UNDER A
8 CONTRACT WITH THE CARRIER TO BE CONSIDERED A PARTICIPATING PROVIDER
9 OR ACCEPT THE REIMBURSEMENT FEE SCHEDULE APPLICABLE UNDER THE
10 CONTRACT WHEN:

11 (I) PROVIDING HEALTH CARE SERVICES TO ENROLLEES OF
12 THE CARRIER THROUGH AN INDIVIDUAL OR GROUP PRACTICE OR HEALTH CARE
13 FACILITY THAT DOES NOT HAVE A CONTRACT WITH THE CARRIER; AND

14 (II) BILLING FOR HEALTH CARE SERVICES PROVIDED TO
15 ENROLLEES OF THE CARRIER USING A DIFFERENT FEDERAL TAX
16 IDENTIFICATION NUMBER THAN THAT USED BY THE GROUP PRACTICE OR
17 HEALTH CARE FACILITY UNDER A CONTRACT WITH THE CARRIER.

18 (2) A NONPARTICIPATING PROVIDER SHALL NOTIFY AN
19 ENROLLEE:

20 (I) THAT THE PROVIDER DOES NOT PARTICIPATE ON THE
21 PROVIDER PANEL OF THE ENROLLEE'S CARRIER; AND

22 (II) OF THE ANTICIPATED TOTAL CHARGES FOR THE
23 HEALTH CARE SERVICES.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2007.