

SB0811/987479/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 811
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 17, after “circumstances;” insert “authorizing a provider contract, notwithstanding certain provisions of law, to include a provision that requires a provider, as a condition of participation, to accept a certain schedule of applicable fees; providing for a certain exception; requiring a provider that elects to terminate participation on a certain provider panel to provide certain notification and continue to furnish certain health care services for a certain period of time; providing for the application of this Act; providing for a delayed effective date; making certain provisions of law applicable to health maintenance organizations;”.

On page 2, after line 10, insert:

“BY repealing and reenacting, with amendments,
Article – Health – General
Section 19-706(i)
Annotated code of Maryland
(2005 Replacement Volume and 2007 Supplement)”.

AMENDMENT NO. 2

On page 5, in line 19, strike “**ORGANIZATIONS**” and substitute “**ORGANIZATIONS, INSURERS,**”.

AMENDMENT NO. 3

On page 6, in line 23, after “(C)” insert “**(1) THIS SUBSECTION DOES NOT APPLY TO A PROVIDER CONTRACT FOR A DENTAL PROVIDER PANEL.**

(2)”;

(Over)

strike beginning with the colon in line 23 down through “(1)” in line 24; strike beginning with the semicolon in line 24 down through “PANEL” in line 28; and in line 29, after “(1)” insert “THIS SUBSECTION DOES NOT APPLY TO A PROVIDER CONTRACT FOR A DENTAL PROVIDER PANEL.”

(2)”.

AMENDMENT NO. 4

On page 7, in line 1, strike “(2)” and substitute “(3)”;

and after line 4, insert:
“(4) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (1) OF THIS SUBSECTION, A PROVIDER CONTRACT MAY INCLUDE A PROVISION THAT REQUIRES A PROVIDER, AS A CONDITION OF PARTICIPATION, TO ACCEPT EACH SCHEDULE OF APPLICABLE FEES FOR A CARRIER THAT IS NOT AFFILIATED THROUGH COMMON OWNERSHIP WITH THE ENTITY ARRANGING THE PROVIDER PANEL.”

(E) IF A PROVIDER ELECTS TO TERMINATE PARTICIPATION ON A PROVIDER PANEL, THE PROVIDER SHALL:

(1) NOTIFY THE CARRIER AT LEAST 90 DAYS BEFORE THE DATE OF TERMINATION; AND

(2) FOR AT LEAST 90 DAYS AFTER THE DATE OF THE NOTICE OF TERMINATION, CONTINUE TO FURNISH HEALTH CARE SERVICES TO AN ENROLLEE OF THE CARRIER FOR WHOM THE PROVIDER WAS RESPONSIBLE FOR THE DELIVERY OF HEALTH CARE SERVICES BEFORE THE NOTICE OF TERMINATION.

Article – Health – General

19-706.

(i) The provisions of §§ 12-203(g), 15-105, 15-112, **15-112.2**, 15-113, 15-804, 15-812, 15-826, 15-828, and 15-836 of the Insurance Article shall apply to health maintenance organizations.”.

AMENDMENT NO. 5

On page 7, in line 5, after “2.” insert “AND BE IT FURTHER ENACTED, That this Act shall apply to all provider contracts issued or delivered in the State on or after June 1, 2010, or, for provider contracts in effect in the State on June 1, 2010, but not subject to renewal in 2010, no later than December 31, 2010.”.

SECTION 3.”;

and in line 6, strike “2008” and substitute “2010”.