

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 4  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Manno” and substitute “Delegates Manno, Minnick, Hammen, Pendergrass, Benson, Bromwell, Costa, Donoghue, Elliott, Hubbard, Kach, Kipke, Krebs, Kullen, Montgomery, Morhaim, Nathan–Pulliam, Pena–Melnik, Reznik, Riley, Tarrant, V. Turner, and Weldon”; in line 2, strike “Stimulus” and substitute “Expansion”; strike beginning with the second “the” in line 3 down through “requirements” in line 5 and substitute “a certain eligibility requirement”; in line 6, after the first “the” insert “Small Employer Health Benefit Plan Premium Subsidy”; in the same line, after “Program;” insert “altering certain participation requirements that a carrier may impose on a small employer;”; in line 7, after “Program” insert “and the small group health insurance market”; in line 10, after “(f)” insert “and 15–12A–02”; and in line 15, strike “15–12A–02” and substitute “15–1206(c)”.

AMENDMENT NO. 2

On page 1, after line 20, insert:

“15–1206.

(c) (1) Subject to the approval of the Commissioner and as provided under this subsection and § 15–1209(d) of this subtitle, a carrier may impose reasonable minimum participation requirements.

(2) A carrier may not impose a requirement for minimum participation by the eligible employees of a small employer that is greater than 75%.

(3) In applying a minimum participation requirement to determine whether the applicable percentage of participation is met, a carrier may not consider

(Over)

as eligible employees those who have [group spousal] coverage under [a public or private plan of health insurance or]:

(I) another employer’s health benefit [arrangement, including] PLAN;

(II) ANOTHER EMPLOYER’S EMPLOYEE WELFARE BENEFIT PLAN THAT PROVIDES MEDICAL CARE TO EMPLOYEES OR THEIR DEPENDENTS AND IS NOT SUBJECT TO STATE REGULATION, IN ACCORDANCE WITH THE FEDERAL EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974; OR

(III) A GOVERNMENTAL PLAN AS DEFINED IN § 3(32) OF THE FEDERAL EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974; OR

(IV) Medicare, Medicaid, [and] OR [CHAMPUS, that provides benefits similar to or exceeding the benefits provided under the Standard Plan] TRICARE.

[(4) A carrier may not impose a minimum participation requirement for a small employer group if any member of the group participates in a medical savings account.]”.

AMENDMENT NO. 3

On page 2, in lines 20, 21, 22, and 23, in each instance, strike the bracket.

On page 3, in lines 7, 9, and 11, in each instance, strike the bracket; in line 9, strike “nine” and substitute “**19**”; and in line 11, strike “(II)”.

AMENDMENT NO. 4

On page 4, in line 11, strike “October” and substitute “June”.