

HB1564/453622/1

BY: Delegate O'Donnell

AMENDMENTS TO HOUSE BILL 1564
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Maryland Health Insurance Plan” and substitute “Health Insurance”; in line 3, after “Program” insert “and Participation in Health Insurance Systems and Plans”; in line 15, after “enacted;” insert “establishing that, notwithstanding certain provisions of law, a person has the right to choose to participate in a private health insurance system or private health insurance plan; establishing that, notwithstanding certain provisions of law and subject to a certain exception, a person has the right to pay for lawful medical services without interference, and a penalty, tax, fee, or fine of any type may not be imposed on a person who declines to contract for health insurance coverage or to participate in a particular health insurance system or plan; providing for the construction of certain provisions of this Act;”; in line 16, after “of” insert “certain provisions of”; and strike beginning with “the” in line 17 down through “Plan” in line 18 and substitute “health insurance”.

On page 2, in line 5, strike “and” and substitute “;”; and in the same line, after “14-508(d) insert “, and 15-134”.

AMENDMENT NO. 2

On page 5, after line 10, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Insurance

15-134.

(Over)

(A) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, A PERSON HAS THE RIGHT TO CHOOSE TO PARTICIPATE IN A PRIVATE HEALTH INSURANCE SYSTEM OR A PRIVATE HEALTH INSURANCE PLAN.

(B) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, AND EXCEPT AS REQUIRED BY A COURT FOR A NAMED PARTY IN A LEGAL DISPUTE, A PERSON HAS THE RIGHT TO PAY FOR LAWFUL MEDICAL SERVICES WITHOUT INTERFERENCE, AND A PENALTY, TAX, FEE, OR FINE OF ANY TYPE MAY NOT BE IMPOSED ON A PERSON WHO DECLINES TO CONTRACT FOR HEALTH INSURANCE COVERAGE OR TO PARTICIPATE IN A PARTICULAR HEALTH INSURANCE SYSTEM OR PLAN.

(C) THIS SECTION MAY NOT BE CONSTRUED TO EXPAND, LIMIT, OR OTHERWISE MODIFY A LEGAL DETERMINATION OF WHAT CONSTITUTES LAWFUL MEDICAL SERVICES IN THE STATE.”;

in lines 11, 18, and 27, strike “2.”, “3.”, and “4.”, respectively, and substitute “3.”, “4.”, and “5.”, respectively; and in line 23, strike “This” and substitute “Section 1 of this”.