

Chapter 626

(House Bill 261)

AN ACT concerning

Health – Administrative Service Provider Contracts – Contracting Provider Definition

FOR the purpose of excluding a medical laboratory, as defined by a certain provision of law, from the definition of “contracting provider” as it concerns provisions of law relating to health maintenance organizations and certain administrative service provider contracts; and generally relating to administrative service provider contracts.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 19–713.2(a)

Annotated Code of Maryland

(2009 Replacement Volume)

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

Article – Health – General

19–713.2.

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

(2) “Administrative service provider contract” means a contract or capitation agreement between a health maintenance organization and a contracting provider which includes requirements that:

(i) The contracting provider accept payments from a health maintenance organization for health care services to be provided to members of the health maintenance organization that the contracting provider arranges to be provided by external providers; and

(ii) The contracting provider administer payments pursuant to the contract with the health maintenance organization for the health care services to the external providers.

(3) **(I)** “Contracting provider” means a person who enters into an administrative service provider contract with a health maintenance organization.

(II) “CONTRACTING PROVIDER” DOES NOT INCLUDE A MEDICAL LABORATORY AS DEFINED IN § 17–201 OF THIS ARTICLE.

(4) “External provider” means a health care provider, including a physician or hospital, who is not:

- (i) A contracting provider; or
- (ii) An employee, shareholder, or partner of a contracting provider.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2010.

Approved by the Governor, May 20, 2010.