

SENATE BILL 756

J1

4lr1942

By: **Senator Muse**

Introduced and read first time: January 31, 2014

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Commission on Kidney Disease – End-Stage Renal Disease Quality Incentive**
3 **Program – Regulations**

4 FOR the purpose of requiring the State Commission on Kidney Disease to adopt
5 regulations that incorporate the federal End-Stage Renal Disease Quality
6 Incentive Program; and generally relating to the State Commission on Kidney
7 Disease and regulations relating to end-stage renal disease.

8 BY repealing and reenacting, without amendments,
9 Article – Health – General
10 Section 13-304
11 Annotated Code of Maryland
12 (2009 Replacement Volume and 2013 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Health – General
15 Section 13-308
16 Annotated Code of Maryland
17 (2009 Replacement Volume and 2013 Supplement)

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

20 **Article – Health – General**

21 13-304.

22 There is a State Commission on Kidney Disease.

23 13-308.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) Subject to the limitations provided in this section, the Commission may
2 adopt rules and regulations to carry out the provisions of this subtitle.

3 (b) The Commission shall adopt physical and medical standards for the
4 operation of dialysis and transplant centers.

5 (c) (1) The Commission shall adopt reasonable medical standards for
6 acceptance of an individual for treatment.

7 (2) The Commission may not adopt any standard that prevents an
8 individual from receiving federal medical or financial aid.

9 (d) The Commission may adopt rules and regulations for:

10 (1) Coverage of treatment that is given outside this State; and

11 (2) Approval or disapproval, for purposes of State payment under this
12 subtitle, of a dialysis or transplant center that is outside this State.

13 (e) The Department, in consultation with the Commission, shall adopt rules
14 and regulations under this subtitle governing:

15 (1) Nonmedical eligibility criteria for recipients; and

16 (2) Reimbursement of providers and recovery of Program expenditures
17 from recipients and third parties.

18 **(F) THE COMMISSION SHALL ADOPT REGULATIONS THAT**
19 **INCORPORATE THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN**
20 **SERVICES' NATIONAL STRATEGY FOR QUALITY IMPROVEMENT IN HEALTH**
21 **CARE'S END-STAGE RENAL DISEASE QUALITY INCENTIVE PROGRAM.**

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2014.