

**SB0792/337973/1**

BY: Finance Committee

AMENDMENTS TO SENATE BILL 792  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Astle” and substitute “Senators Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly”; in line 9, strike “make” and substitute “allow an individual with a disability access to”; strike beginning with “available” in line 9 down through “disability” in line 10; in line 15, after “judgment;” insert “prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from denying coverage for organ transplantations solely on the basis of an insured’s or enrollee’s disability;”; and after line 24, insert:

“BY adding to

Article – Insurance

Section 27–915

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 13, after “TEXTS,” insert “TEXTS IN ACCESSIBLE ELECTRONIC FORMAT,”; and in line 27, strike “RESPONSIBLE”.

On page 3, in line 14, after “FACILITY;” insert “OR”; strike beginning with “A” in line 15 down through “(10)” in line 16; and in lines 16 and 17, strike “MATCHING AN ANATOMICAL GIFT DONOR WITH”.

On page 4, in line 27, strike “INDIVIDUALS” and substitute “IN OTHER STATES NATIONWIDE, INDIVIDUALS”.

(Over)

On page 5, in line 26, after “LIST;” insert “OR”.

On pages 5 and 6, strike beginning with “; OR” in line 30 on page 5 down through “CARE” in line 3 on page 6.

On page 6, in line 18, strike “MAKE” and substitute “ALLOW AN INDIVIDUAL WITH A DISABILITY ACCESS TO”; strike beginning with “AVAILABLE” in line 19 down through “DISABILITY,” in line 20; in line 21, after “MODIFICATIONS” insert “WOULD”; in line 21, strike “WOULD”; in line 23, strike “ANY” and substitute “SUCH”; in the same line, after “STEPS” insert “AS MAY BE”; in line 27, after “STEPS” insert “WOULD”; and in line 28, strike the first “WOULD”.

On page 7, after line 4, insert:

“Article – Insurance

**27-915.**

**(A) IN THIS SECTION, “ORGAN TRANSPLANTATION” MEANS THE TRANSPLANTATION OR TRANSFUSION OF A HUMAN BODY PART INTO THE BODY OF ANOTHER INDIVIDUAL FOR THE PURPOSE OF TREATING OR CURING A MEDICAL CONDITION.**

**(B) THIS SECTION APPLIES TO:**

**(1) INSURERS AND NONPROFIT HEALTH SERVICE PLANS THAT PROVIDE COVERAGE FOR ORGAN TRANSPLANTATION TO INDIVIDUALS OR GROUPS ON AN EXPENSE-INCURRED BASIS UNDER HEALTH INSURANCE POLICIES OR CONTRACTS THAT ARE ISSUED OR DELIVERED IN THE STATE; AND**

(2) HEALTH MAINTENANCE ORGANIZATIONS THAT PROVIDE COVERAGE FOR ORGAN TRANSPLANTATION TO INDIVIDUALS OR GROUPS UNDER CONTRACTS THAT ARE ISSUED OR DELIVERED IN THE STATE.

(C) AN ENTITY SUBJECT TO THIS SECTION MAY NOT DENY COVERAGE FOR AN ORGAN TRANSPLANTATION SOLELY ON THE BASIS OF AN INSURED'S OR ENROLLEE'S DISABILITY.

(D) THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE AN ENTITY SUBJECT TO THIS SECTION TO PROVIDE COVERAGE FOR AN ORGAN TRANSPLANTATION THAT IS NOT MEDICALLY NECESSARY."