

SB0497/326786/1

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 497
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first “of” insert “requiring a substance use disorder services program to submit annually to the Department of Health and Mental Hygiene financial statements and salary information in accordance with certain regulations;”; strike beginning with the second “of” in line 3 down through “Hygiene” in line 4; in line 7, strike “each” and substitute “certain”; in the same line, strike “year” and substitute “years”; in the same line, after “include” insert “a certain”; in the same line, strike “adjustments” and substitute “adjustment”; strike beginning with “requiring” in line 9 down through “period;” in line 10; strike beginning with “at” in line 13 down through “amount” in line 14 and substitute “a certain percentage”; in line 14, after “Act;” insert “providing that certain rate increases do not apply in fiscal years in which State employees do not receive certain salary or pay increases; requiring the Governor’s proposed budget to include certain rate adjustments and managed care organizations to pay and adjust certain rates in certain fiscal years after a certain fiscal year under certain circumstances;”; in line 16, strike “each year” and substitute “in certain years”; in line 19, after “Department;” insert “requiring the Department to submit a certain report to the Governor and the General Assembly on or before a certain date; requiring, beginning with reimbursements paid after a certain date, that at least a certain percentage of total reimbursements to community providers be linked to certain outcome measures;”; and after line 20, insert:

“BY repealing and reenacting, with amendments,

Article - Health – General

Section 10-901.1

Annotated Code of Maryland

(2015 Replacement Volume)”.

AMENDMENT NO. 2

(Over)

**SB0497/326786/1 Health and Government Operations Committee
Amendments to SB 497
Page 2 of 4**

On page 2, after line 7, insert:

“10-901.1.

(a) A community mental health services program AND A SUBSTANCE USE DISORDER SERVICES PROGRAM shall submit annually financial statements and salary information in accordance with the Department’s regulations.

(b) The Administration may impose a penalty not exceeding \$500 per day per violation for each day a violation occurs on a licensee that fails to comply with subsection (a) of this section.”;

strike in their entirety lines 16 through 18; in line 19, strike “(4)” and substitute “(3)”; in line 27, strike “(D)” and substitute “(E)”; in line 31, strike “(I)”; in line 32, after “THEREAFTER” insert “UNTIL FISCAL YEAR 2021”; and in line 33, after “PROVIDERS” insert “OF 2.25%”.

On page 3, in lines 1, 4, and 6, strike “1.”, “2.”, and “3.”, respectively, and substitute “(I)”, “(II)”, and “(III)”, respectively; strike in their entirety lines 9 through 13, inclusive; in line 18, strike “IF” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION, IF”; in line 19, after “ORGANIZATIONS” insert “IN FISCAL YEARS 2018 THROUGH 2021”; strike beginning with “AT” in line 25 down through “SECTION” in line 26 and substitute “2.25% BASED ON THE RATE IN THE IMMEDIATELY PRECEDING FISCAL YEAR”; after line 26, insert:

“(E) (1) SUBSECTIONS (C) AND (D) OF THIS SECTION DO NOT APPLY IN FISCAL YEARS IN WHICH STATE EMPLOYEES DO NOT RECEIVE A GENERAL SALARY INCREASE OR A PAY INCREASE IN ACCORDANCE WITH § 8-106 OF THE STATE PERSONNEL AND PENSIONS ARTICLE IN THE STATE BUDGET.

(2) IF COMMUNITY PROVIDERS DO NOT RECEIVE A RATE ADJUSTMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION IN ANY FISCAL YEAR FROM FISCAL YEAR 2018 THROUGH FISCAL YEAR 2021, THE GOVERNOR'S PROPOSED BUDGET SHALL INCLUDE A RATE ADJUSTMENT IN ACCORDANCE WITH SUBSECTION (C)(2) OF THIS SECTION AND THE MANAGED CARE ORGANIZATIONS SHALL PAY AND ADJUST RATES IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION IN THE FIRST FISCAL YEAR AFTER FISCAL YEAR 2021 IN WHICH STATE EMPLOYEES RECEIVE A GENERAL INCREASE OR A PAY INCREASE AND EACH SUCCESSIVE YEAR STATE EMPLOYEES RECEIVE A GENERAL INCREASE OR A PAY INCREASE UNTIL THERE HAVE BEEN A TOTAL OF FOUR RATE ADJUSTMENTS.”;

in line 27, strike “(E)” and substitute “(F)”; and in line 28, after “THEREAFTER” insert “IN WHICH A RATE ADJUSTMENT WAS MADE IN ACCORDANCE WITH THIS SECTION”.

On page 4, after line 11, insert:

“(G) (1) ON OR BEFORE DECEMBER 1, 2017, THE DEPARTMENT SHALL SUBMIT A REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY DETAILING OUTCOME MEASURES THAT REASONABLY CAN BE COLLECTED FOR EACH TREATMENT MODALITY OFFERED BY COMMUNITY PROVIDERS.

(2) THE REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE RECOMMENDATIONS TO TIE REIMBURSEMENT TO OUTCOMES INCLUDING:

(i) DIFFERENTIAL PAYMENT FOR IMPLEMENTATION OF, AND ADHERENCE TO, EVIDENCE-BASED PRACTICES;

(Over)

(II) DIFFERENTIAL PAYMENT BASED ON OUTCOMES; AND

(III) ANY OTHER FINANCIAL PAYMENT SYSTEM LINKING REIMBURSEMENT TO OUTCOMES.

(3) BEGINNING WITH REIMBURSEMENTS PAID AFTER JULY 1, 2018, AT LEAST 2.25% OF TOTAL REIMBURSEMENTS TO COMMUNITY PROVIDERS SHALL BE LINKED TO OUTCOME MEASURES THAT ARE RECOMMENDED IN THE REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION.”