

HB1292/193825/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1292
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Taylor” and substitute “Taylor, Alston, Bagnall, Bhandari, Chisholm, Cullison, Hutchinson, S. Johnson, Kerr, Kipke, Lopez, Martinez, M. Morgan, Pena–Melnyk, Reilly, Rosenberg, Ross, Szeliga, Taveras, White Holland, Woods, and Woorman”; in line 4, strike “a carrier is” and substitute “certain carriers are”; strike beginning with “requiring” in line 6 down through “frequency” in line 7 and substitute “altering the information required to be included in a provider directory; requiring that a provider directory in printed form include a certain statement regarding the accuracy of the provider information”; and in line 11, after “(n),” insert “(p)”.

AMENDMENT NO. 2

On page 5, in line 6, after “network” insert “AND THE ENROLLEE’S HEALTH BENEFIT PLAN”; after line 6, insert:

“(p) (1) A carrier shall notify each enrollee at the time of initial enrollment and renewal about how to access or obtain the information required under subsection (n) of this section.

(2) (i) 1. Information provided in printed form under subsection (n) of this section shall be accurate on the date of publication.

2. A carrier shall update the information provided in printed form at least once a year.

(ii) 1. Information provided on the Internet under subsection (n) of this section shall be accurate on the date of initial posting and any update.

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2. In addition to the requirement to update its provider information under subsection (t)(1) of this section, a carrier shall update the information provided on the Internet at least once every 15 days.

(3) A carrier shall:

(i) 1. periodically review at least a reasonable sample size of its [network] PROVIDER directory for accuracy; and

2. retain documentation of the review and make the review available to the Commissioner on request; or

(ii) contact providers listed in the carrier's [network] PROVIDER directory who have not submitted a claim in the last 6 months to determine if the providers intend to remain in the carrier's provider network.

(4) A carrier shall demonstrate the accuracy of the information provided under paragraph (3) of this subsection on request of the Commissioner.

(5) A CARRIER SHALL INCLUDE IN A PROVIDER DIRECTORY THAT IS IN PRINTED FORM A STATEMENT NOTIFYING A READER THAT:

(I) THE INFORMATION CONTAINED IN THE PROVIDER DIRECTORY IS ACCURATE AS OF THE DATE OF PUBLICATION; AND

(II) TO OBTAIN THE MOST CURRENT INFORMATION, THE INDIVIDUAL SHOULD CONSULT THE PROVIDER DIRECTORY ON THE INTERNET OR CONTACT THE CARRIER DIRECTLY.

[(5)] (6) Before imposing a penalty against a carrier for inaccurate network directory information, the Commissioner shall take into account, in addition to any other factors required by law, whether:

(i) the carrier afforded a provider or other person identified in § 15-112.3(c) of this subtitle an opportunity to review and update the provider's network directory information:

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1. through the multi-carrier common online provider directory information system designated under § 15-112.3 of this subtitle; or

2. directly with the carrier;

(ii) the carrier can demonstrate the efforts made, in writing, electronically, or by telephone, to obtain updated network directory information from a provider or other person identified in § 15-112.3(c) of this subtitle;

(iii) the carrier has contacted a provider listed in the carrier's network directory who has not submitted a claim in the last 6 months to determine if the provider intends to remain on the carrier's provider panel;

(iv) the carrier includes in its network directory the last date that a provider updated the provider's information;

(v) the carrier has implemented any other process or procedure to:

1. encourage providers to update their network directory information; or

2. increase the accuracy of its network directory; and

(vi) a provider or other person identified in § 15-112.3(c) of this subtitle has not updated the provider's network directory information, despite opportunities to do so.”;

in line 7, strike “A” and substitute “**(I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A**”; after line 10, insert:

“(II) A DENTAL CARRIER SHALL UPDATE THE INFORMATION REQUIRED BY THIS SUBSECTION WITHIN 15 WORKING DAYS AFTER RECEIPT OF THE NOTIFICATION DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH.”;

and strike in their entirety lines 17 through 19, inclusive.

(Over)

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On page 6, after line 15, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2026, the Commission shall report to the General Assembly, in accordance with § 2-1257 of the State Government Article, on any changes to regulations related to the accuracy of provider directories.”;

and in line 16, strike “2.” and substitute “3.”.