

HB1376/603328/1

BY: Health Committee

AMENDMENTS TO HOUSE BILL 1376  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**Delegate Rosenberg**” and substitute “**Delegates Rosenberg, Alston, Bagnall, Cullison, Guzzone, Hill, Hutchinson, Kaufman, Kipke, Lopez, Martinez, M. Morgan, Reilly, Ross, Szeliga, White Holland, and Woorman**”; in line 4, strike the comma and substitute “and”; strike beginning with “, managed” in line 5 down through “organizations” in line 6; strike beginning with “or” in line 8 down through “period” in line 11 and substitute “within a certain number of business days; requiring the Maryland Department of Health to adopt regulations, on or before a certain date, establishing a retrospective review process for special pediatric hospitals”; in line 15, strike “, 15–102.3(m),”; in the same line, strike “and (2)(xxvi)”; after line 17, insert:

“BY repealing

Article - Health - General

Section 15-102.3(m)

Annotated Code of Maryland

(2023 Replacement Volume and 2025 Supplement)”;

in line 20, after “Section” insert “15–102.3(n) and (o), 15–103(a)(2)(xxvi), and”; and strike in their entirety lines 23 through 27, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 12 and 13; and after line 13, insert:

“~~[(n)] (M)~~ Beginning January 1, 2026, the provisions of § 15–862 of the Insurance Article apply to managed care organizations in the same manner that they apply to carriers.”

[(o)] (N) The provisions of § 15–863 of the Insurance Article apply to managed care organizations in the same manner they apply to carriers.”;

in line 19, strike “§ 15–861 of the Insurance Article” and substitute “§ 15–158 OF THIS SUBTITLE”; after line 20, insert:

“(A) (1) [The] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE Program and the Maryland Children’s Health Program may not require prior authorization for a transfer to a special pediatric hospital.

(2) AT THE REQUEST OF A SPECIAL PEDIATRIC HOSPITAL, THE PROGRAM AND THE MARYLAND CHILDREN’S HEALTH PROGRAM SHALL PROVIDE A PRIOR AUTHORIZATION DETERMINATION REGARDING A TRANSFER TO A SPECIAL PEDIATRIC HOSPITAL WITHIN 2 BUSINESS DAYS AFTER THE REQUEST IS RECEIVED.

(B) (1) ON OR BEFORE DECEMBER 31, 2026, THE DEPARTMENT SHALL ADOPT REGULATIONS ESTABLISHING A RETROSPECTIVE REVIEW PROCESS FOR SPECIAL PEDIATRIC HOSPITALS.

(2) THE REGULATIONS ADOPTED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL:

(i) PROVIDE FOR A PEER-TO-PEER RECONSIDERATION OF A MEDICAL NECESSITY DETERMINATION MADE BY THE DEPARTMENT OR ITS AGENT ON REQUEST OF A PEDIATRIC SPECIALTY HOSPITAL;

(ii) PROVIDE FOR RETROSPECTIVE REVIEW OF ANY MEDICAL NECESSITY DETERMINATION ISSUED BY THE DEPARTMENT OR ITS AGENT DENYING:

**1. ADMISSION TO A SPECIAL PEDIATRIC HOSPITAL ON OR AFTER JULY 1, 2025; OR**

**2. REIMBURSEMENT FOR INPATIENT SERVICES OR OUTPATIENT SERVICES PROVIDED BY A SPECIAL PEDIATRIC HOSPITAL ON OR AFTER JULY 1, 2025;**

**(III) COMPLY WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE; AND**

**(IV) PROVIDE THAT THE RETROSPECTIVE REVIEW PROCESS BE CONDUCTED BY A LICENSED PHYSICIAN.”.**

On pages 2 through 5, strike in their entirety the lines beginning with line 21 on page 2 through line 18 on page 5, inclusive.

On page 5, in line 19, strike “3.” and substitute “2.”; and in line 20, strike “January 1, 2027” and substitute “July 1, 2026”.