



MARYLAND HEALTH CARE COMMISSION
4160 PATTERSON AVENUE – BALTIMORE, MARYLAND 21215
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Legislative Policy Conference Call
Friday, February 14, 2020, 8:00 AM – 9:00 AM

AGENDA

Web Meeting: <https://meet.google.com/rdy-ohvi-obc?hs=122>
Conference line: 1- 405-531-9268 PIN: 430 184 975#

1. WELCOME / ROLL CALL

2. MEETING SUMMARY

1/31/2020 Meeting Summary

3. UPDATE OF ACTIVITIES

[SB 501](#) Maryland Loan Assistance Repayment Program for Physicians and Physician Assistants – Administration and Funding -- *Support*

[HB 195](#) State Employee and Retiree Health and Welfare Benefits Program - Health Benefits - Required Participation in the Individual Exchange by Carriers -- *No Position*

Budget Briefing, Appropriations

Meetings with legislators in past week.

4. ACTION: Vote on Staff Recommended Positions on Bills with Hearings Next Week

[HB512](#) Drugs and Devices - Electronic Prescriptions - Controlled Dangerous Substance - *Letter of Information*

[HB 692](#) Drugs and Devices - Electronic Prescriptions - Controlled Dangerous Substances -*Support*

[SB166](#) Drugs and Devices - Electronic Prescriptions - Controlled Dangerous Substance - *Letter of Information*

[HB632](#) Vehicle Laws - Registration - Renewal -*Letter of Information*

[HB196](#) Maryland Health Benefit Exchange - Establishment of a State-Based Health Insurance Subsidies Program - *Letter of Information OR Support*

[HB930](#) Maryland Health Benefit Exchange - Funding for Small Business Insurance Subsidies and Outreach - *Letter of Information OR Support*

[HB1329](#) Maryland Health Benefit Exchange - Establishment of Small Business Health Insurance Subsidies Program - *Support*

[HB970](#) Health Insurance - Reimbursement of Primary Care Providers - Bonus Payments - Applicability - *Letter of Information*

[SB502](#) Health Insurance - Telehealth - Delivery of Mental Health Services - Coverage for Home Settings - *Letter of Information*

[SB519](#) Public Health - Behavioral Health Programs and Health Care Facilities - Safety Plan --*Letter of Information*

5. OVERVIEW OF UPCOMING ACTIVITIES

6. ADJOURNMENT

Position Options:

1. No Position
2. Letter of Information
3. Letter of Concern
4. Support (with or without amendment)
5. Oppose

Bills with Hearings Week of 2/17

A selected list of bills with hearings next week that may be of interest to MHCC staff and Commissioners.

Bill#	Sponsor	Title	Summary	Cross-File #	Position	Status
HB0196	Delegate Pena–Melnyk	MARYLAND HEALTH BENEFIT EXCHANGE – ESTABLISHMENT OF A STATE–BASED HEALTH INSURANCE SUBSIDIES PROGRAM	Requiring the Maryland Health Benefit Exchange to establish and implement a State–Based Health Insurance Subsidies Program to provide a means for individuals to reduce the amount they pay for health benefit plans in the individual health insurance market; requiring that a certain assessment be used to fund the State Reinsurance Program and the State–Based Health Insurance Subsidies Program; requiring the Maryland Health Benefit Exchange Board to make a certain determination; etc.	SB0124	LOS OR LOI	Health and Government Operations, 2/20/2020, 1:00
HB0448	Delegate Rosenberg	HEALTH CARE PRACTITIONERS – TELEHEALTH	Authorizing certain health care practitioners to establish a practitioner–patient relationship through certain telehealth interactions under certain circumstances; requiring a health care practitioner providing telehealth services to be held to the same standards of practice that are applicable to in–person settings; requiring a health care practitioner to perform a clinical evaluation appropriate for the condition the patient presents before providing treatment or issuing a prescription through telehealth; etc.	SB0402	No position	Health and Government Operations, 2/18/2020 @ 1PM

Bills with Hearings Week of 2/17

HB0455	Delegate Kelly	HEALTH INSURANCE – COVERAGE FOR MENTAL HEALTH BENEFITS AND SUBSTANCE USE DISORDER BENEFITS – TREATMENT CRITERIA	Requiring certain carriers, on or before March 1 each year, to submit a report to the Maryland Insurance Commissioner to demonstrate the carrier’s compliance with the federal Mental Health Parity and Addiction Equity Act; requiring a carrier, on or before March 1 each year, to submit a report to the Commissioner on certain data for certain benefits by certain classification; establishing the Parity Enforcement and Education Fund to provide funds to support and conduct outreach to inform certain consumers of certain rights; etc.	SB0334	No position	Health and Government Operations, 2/20/2020, 1:00
HB0512	Delegate Barron, et al	DRUGS AND DEVICES – ELECTRONIC PRESCRIPTIONS – CONTROLLED DANGEROUS SUBSTANCES	Authorizing certain controlled dangerous substance prescriptions to be dispensed on an electronic prescription; requiring, except under certain circumstances, a certain health practitioner to issue a prescription for a controlled dangerous substance electronically; authorizing an authorized prescriber to issue a written or oral prescription for a controlled dangerous substance only under certain circumstances; etc.	None (2/11)	LOI, similar to SB 166	Health and Government Operations, 2/18/2020, 1:00

Bills with Hearings Week of 2/17

<p>HB0632</p>	<p>Delegate Carr, et al</p>	<p>VEHICLE LAWS – REGISTRATION – RENEWAL</p>	<p>Requiring that the system of multiyear vehicle registration adopted by the Motor Vehicle Administration include for Class A (passenger) vehicles and Class D (motorcycle) vehicles options for registration for 1– or 2– year periods to be phased in over a certain period of time; requiring the Administration to make available certain methods of obtaining or renewing a vehicle registration for Class A (passenger) and Class D (motorcycle) vehicles; authorizing certain late fees for certain registration renewals; etc.</p>	<p>None (2/11)</p>	<p>LOI</p>	<p>Environment and Transportation, Hearing 2/20/20@ 1PM</p>
<p>HB0692</p>	<p>Chair, Health and Government Operations Committee (By Request – Departmental – Health)</p>	<p>DRUGS AND DEVICES – ELECTRONIC PRESCRIPTIONS – CONTROLLED DANGEROUS SUBSTANCES</p>	<p>Authorizing certain controlled dangerous substance prescriptions to be dispensed on an electronic prescription; requiring, except under certain circumstances, a certain health practitioner to issue a prescription for a controlled dangerous substance electronically; authorizing a certain health practitioner to issue a written or oral prescription for a controlled dangerous substance only under certain circumstances; etc.</p>	<p>None (2/11)</p>	<p>Support?</p>	<p>Health and Government Operations, 2/18/2020, 1:00pm</p>

Bills with Hearings Week of 2/17

<p>HB0930</p>	<p>Delegates R. Lewis and Lierman</p>	<p>MARYLAND HEALTH BENEFIT EXCHANGE – FUNDING FOR SMALL BUSINESS INSURANCE SUBSIDIES AND OUTREACH</p>	<p>Requiring the Governor to include in the annual budget for fiscal year 2022 and each fiscal year thereafter an annual appropriation of \$17,000,000 for the Maryland Health Benefit Exchange; and requiring the appropriation to be allocated in a certain manner to fund certain subsidies and activities. This bill requires a mandated appropriation in the annual budget bill.</p>	<p>SB0977</p>	<p>LOS/LOI</p>	<p>Health and Government Operations, 2/20/2020, 1:00</p>
<p>HB0959</p>	<p>Delegates Pendergrass and Pena–Melnyk</p>	<p>HEALTH INSURANCE – CONSUMER PROTECTIONS</p>	<p>Authorizing the Maryland Insurance Commissioner to enforce certain provisions of law under certain applicable powers; requiring the Commissioner to adopt certain regulations under certain circumstances that are consistent with certain federal regulations, rules, and guidance; prohibiting certain carriers from excluding or limiting certain benefits or denying certain coverage because a certain health condition was present on a certain date; etc.</p>	<p>SB0872</p>	<p>No Position</p>	<p>Health and Government Operations, 2/20/2020, 1:00</p>
<p>HB0970</p>	<p>Delegate Kipke, et al</p>	<p>HEALTH INSURANCE – REIMBURSEMENT OF PRIMARY CARE PROVIDERS – BONUS PAYMENTS – APPLICABILITY</p>	<p>Defining the term “primary care provider” for purposes of provisions of law requiring health insurance carriers to pay to certain individuals bonus payments for services provided under certain circumstances; and requiring a carrier to pay a bonus to primary care providers for services provided in nonhospital settings under certain circumstances.</p>	<p>SB0600</p>	<p>LOI</p>	<p>Health and Government Operations, 2/20/2020, 1:00</p>

Bills with Hearings Week of 2/17

<p>HB1120</p>	<p>Delegate Kelly</p>	<p>HEALTH CARE PROVIDERS AND HEALTH BENEFIT PLANS – DISCRIMINATION IN PROVISION OF SERVICES</p>	<p>Altering the actions with regard to which hospitals and related institutions are prohibited from discriminating against individuals on certain bases; altering the characteristics of an individual on the basis of which hospitals and related institutions are prohibited from discriminating against the individual in certain actions; providing that certain provisions of the Act do not prohibit certain persons from refusing, withholding from, or denying any person services for certain reasons except under certain circumstances; etc.</p>	<p>SB0738</p>	<p>No Position</p>	<p>Health and Government Operations, 2/20/2020, 1:00</p>
<p>HB1165</p>	<p>Delegate Sample– Hughes, et al</p>	<p>HEALTH INSURANCE – PROVIDER PANELS – COVERAGE FOR NONPARTICIPATING PROVIDERS</p>	<p>Requiring each carrier to inform members and beneficiaries in a certain manner of the right to request a certain referral to a specialist or nonphysician specialist who is not part of the carrier’s provider panel; requiring, under certain circumstances, certain insurers, nonprofit health service plans, and health maintenance organizations to cover certain mental health or substance use disorder services provided to a member by a nonparticipating provider at a certain cost; etc.</p>	<p>SB0484</p>	<p>No Position</p>	<p>Health and Government Operations, 2/20/2020, 1:00</p>

Bills with Hearings Week of 2/17

<p>HB1329</p>	<p>Delegate Mautz, et al</p>	<p>MARYLAND HEALTH BENEFIT EXCHANGE – ESTABLISHMENT OF SMALL BUSINESS HEALTH INSURANCE SUBSIDIES PROGRAM</p>	<p>Requiring the Maryland Health Benefit Exchange, in consultation with the Maryland Insurance Commissioner and as approved by the Board of Trustees of the Exchange, to establish and implement a Small Business Health Insurance Subsidies Program to provide subsidies to employers for the purchase of health benefit plans offered on the Small Business Health Options Program Exchange; etc.</p>	<p>None (2/11)</p>	<p>Support</p>	<p>Health and Government Operations, 2/20/2020, 1:00</p>
<p>HB1356</p>	<p>Delegate Saab, et al</p>	<p>Office of the Attorney General - Health Insurer Concentration - Study</p>	<p>Requiring the Office of the Attorney General to conduct a study to examine health insurer concentration in the State to determine the competitiveness of the market; requiring the Office of the Attorney General to take certain actions in conducting the study; and requiring the Office of the Attorney General to submit its findings and recommendations to the Governor, the Senate Finance Committee, and the House Health and Government Operations Committee on or before December 1, 2020.</p>	<p>None (2/11)</p>	<p>No Position</p>	<p>Health and Government Operations, 2/20/2020, 1:00</p>
<p>SB0166</p>	<p>Senator Kelley</p>	<p>DRUGS AND DEVICES – ELECTRONIC PRESCRIPTIONS – CONTROLLED DANGEROUS SUBSTANCES</p>	<p>Authorizing certain controlled dangerous substance prescriptions to be dispensed on an electronic prescription; requiring, except under certain circumstances, a certain health practitioner to issue a prescription for a controlled dangerous substance electronically; authorizing an authorized prescriber to issue a written or oral prescription for a controlled dangerous substance only under certain circumstances; authorizing the Secretary of Health to issue certain waivers; etc.</p>	<p>None (2/11)</p>	<p>Letter of Information drafted.</p>	<p>Finance, 2/20, 1:00</p>

Bills with Hearings Week of 2/17

<p>SB0334</p>	<p>Senators Augustine and Hester</p>	<p>HEALTH INSURANCE – COVERAGE FOR MENTAL HEALTH BENEFITS AND SUBSTANCE USE DISORDER BENEFITS – TREATMENT CRITERIA</p>	<p>Requiring certain carriers, on or before March 1 each year, to submit a report to the Maryland Insurance Commissioner to demonstrate the carrier’s compliance with the federal Mental Health Parity and Addiction Equity Act; requiring a carrier, on or before March 1 each year, to submit a report to the Commissioner on certain data for certain benefits by certain classification; establishing the Parity Enforcement and Education Fund to provide funds to support and conduct outreach to inform certain consumers of certain rights; etc.</p>	<p>HB0455</p>	<p>No Position</p>	<p>Finance, 2/19, 1:00</p>
<p>SB0502</p>	<p>Senators Hershey and Ferguson</p>	<p>HEALTH INSURANCE – TELEHEALTH – DELIVERY OF MENTAL HEALTH SERVICES – COVERAGE FOR HOME SETTINGS</p>	<p>Requiring the Maryland Medical Assistance Program to provide, subject to a certain limitation, mental health services appropriately delivered through telehealth to a patient in the patient’s home setting; altering the definition of telehealth as it applies to certain provisions of law governing coverage of telehealth by certain insurers, nonprofit health service plans, and health maintenance organizations to include the delivery of mental health care services to a patient in a certain setting; etc.</p>	<p>None (2/11)</p>	<p>LOI</p>	<p>Finance, 2/19/20, 1:00</p>
<p>SB0507</p>	<p>Senator West</p>	<p>ESTATES AND TRUSTS – HEALTH SAVINGS ACCOUNTS – ESTABLISHMENT</p>	<p>Providing that a health savings account is established on the first day that an individual becomes covered under a high deductible health plan; requiring a health savings account to be opened with a trustee or custodian within a certain time period; and clarifying that a health savings account is established regardless of certain circumstances.</p>	<p>HB671</p>	<p>No Position</p>	<p>Finance, 2/19, 1:00</p>

Bills with Hearings Week of 2/17

SB0519	Senator McCray, et al	PUBLIC HEALTH – BEHAVIORAL HEALTH PROGRAMS AND HEALTH CARE FACILITIES – SAFETY PLAN	Requiring that the regulations adopted by the Behavioral Health Administration under certain provisions of law governing requirements for the licensure of behavioral health programs include a requirement that a behavioral health program establish and implement a safety plan for the safety of the individuals served by and the community surrounding the behavioral health program before being issued a license; etc.	None (2/11)	Letter of Information	Finance, Hearing 2/18/20 @ 1PM
SB0521	Senator McCray, et al	BEHAVIORAL HEALTH – OPIOID TREATMENT SERVICES PROGRAMS – MEDICAL DIRECTOR	Requiring each opioid treatment services program to be under the direction of at least one on-site medical director; requiring the medical director to be on-site at the opioid treatment services program at least 20 hours per week; and prohibiting opioid treatment services programs from satisfying certain requirements through telehealth.	None (2/11)	No Position	Finance, Hearing 2/18/20 @ 1PM
SB0716	Senator Augustine, et al	MARYLAND COUNCIL ON HEALTH IN ALL POLICIES – ESTABLISHMENT	Establishing the Maryland Council on Health in All Policies to employ a health in all policies framework, a public health framework through which public and private policy makers and stakeholders use a collaborative approach to improve health outcomes and reduce health inequities in the State; providing, to the extent practicable, Council members are to reflect the geographic, racial, ethnic, cultural, and gender diversity of the State; requiring the Council to submit a report by December 1 each year on the Council’s activities; etc.	HB1528	No Position	Finance, Hearing 2/18/20 @1PM