

SENATE BILL 776

J1

(3lr2679)

ENROLLED BILL

— Finance/Health and Government Operations —

Introduced by ~~Senator Pugh~~ Senators Pugh, Garagiola, Glassman, Kelley, Kittleman, Klausmeier, Mathias, Middleton, Pipkin, and Ramirez

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 ~~Task Force on the Use of Telehealth to Improve Maryland Health Care~~
3 Telemedicine Task Force – Maryland Health Care Commission

4 FOR the purpose of ~~establishing the Task Force on the Use of Telehealth to Improve~~
5 ~~Maryland Health Care; providing for the membership, co-chairs, and staffing of~~
6 ~~the Task Force; providing for the duties of the Task Force; providing that a~~
7 ~~member of the Task Force may not receive certain compensation but is entitled~~
8 ~~to certain reimbursement; requiring the Task Force to provide certain reports to~~
9 ~~the Governor and the General Assembly on or before certain dates; providing for~~
10 ~~the termination of this Act; and generally relating to the Task Force on the Use~~
11 ~~of Telehealth to Improve Maryland Health Care~~ declaring the intent of the
12 General Assembly that the Maryland Health Care Commission, in conjunction
13 with the Maryland Health Quality and Cost Council, continue to study the use of
14 telehealth throughout the State through the Telemedicine Task Force; requiring

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



the Task Force to consist of certain advisory groups and undertake certain activities; and requiring the Commission, on or before certain dates, to submit certain reports of the Task Force to the Governor and certain legislative committees.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:

~~(a) There is a Task Force on the Use of Telehealth to Improve Maryland Health Care.~~

~~(b) The Task Force consists of the following members:~~

~~(1) one member of the Senate of Maryland, appointed by the President of the Senate;~~

~~(2) one member of the House of Delegates, appointed by the Speaker of the House;~~

~~(3) the Secretary of Health and Mental Hygiene, or the Secretary's designee;~~

~~(4) the Director of the Department of Health and Mental Hygiene's Office of Rural Health, or the Director's designee;~~

~~(5) the Director of Program Development for the Maryland Critical Care Network Vice President of Telemedicine — University of Maryland Medical System, or the Director's Vice President's designee;~~

~~(6) the Executive Director of the Maryland Health Care Commission, or the Executive Director's designee;~~

~~(7) the Executive Director of the Rural Health Association, or the Executive Director's designee;~~

~~(8) the Executive Director of the Rural Maryland Council, or the Executive Director's designee;~~

~~(9) the Executive Director of the Maryland Institute for Emergency Medical Services Systems, or the Executive Director's designee; and~~

~~(10) the following members, appointed by the Governor:~~

~~(i) two representatives from the medical communities organizations that serve medically underserved populations in the State or are located in provider shortage underserved areas across the State that include both rural and urban areas;~~

- 1 (ii) ~~two consumers or representatives of consumer advocate~~
2 ~~organizations;~~
- 3 (iii) ~~one representative from the State health information~~
4 ~~exchange;~~
- 5 (iv) ~~two representatives of the health insurance industry;~~
- 6 (v) ~~two representatives from roundtables established in the~~
7 ~~State to study telehealth;~~
- 8 (vi) ~~one representative from the State's Telemedicine Task Force~~
9 ~~of 2011;~~
- 10 (vii) ~~one individual who provides home health care through~~
11 ~~telemedicine;~~
- 12 (viii) ~~one individual who provides care through a~~
13 ~~patient centered medical home;~~
- 14 (ix) ~~one individual who provides acute care through~~
15 ~~telemedicine;~~
- 16 (x) ~~one licensed psychiatrist;~~
- 17 (xi) ~~one licensed provider of behavioral health services;~~
- 18 (xii) ~~one representative of a hospital that is participating in~~
19 ~~telemedicine; and~~
- 20 (xiii) ~~one representative of the Governor's Workforce Investment~~
21 ~~Board;~~
- 22 (xiv) ~~two representatives of Federally Qualified Health Centers,~~
23 ~~including one from a center in a rural area and one from a center in an urban area;~~
- 24 (xv) ~~one representative of the Maryland Chamber of Commerce;~~
25 ~~and~~
- 26 (xvi) ~~one representative of the Arc of Maryland.~~
- 27 (e) ~~The members appointed by the Presiding Officers of the General~~
28 ~~Assembly shall co-chair the Task Force.~~
- 29 (d) ~~The Maryland Health Care Commission shall provide staff for the Task~~
30 ~~Force.~~

1 ~~(e) A member of the Task Force:~~

2 ~~(1) may not receive compensation as a member of the Task Force; but~~

3 ~~(2) is entitled to reimbursement for expenses under the Standard~~
4 ~~State Travel Regulations, as provided in the State budget.~~

5 ~~(f) The Task Force shall:~~

6 ~~(1) identify opportunities to use telehealth to improve health status~~
7 ~~and health care delivery in the State, including an analysis of:~~

8 ~~(i) underserved populations and areas;~~

9 ~~(ii) applications for cost-effective telehealth;~~

10 ~~(iii) innovative service models for diverse care settings to include~~
11 ~~chronic and acute care; and~~

12 ~~(iv) innovative payment models; and~~

13 ~~(v) the types of telehealth services that are resulting, or would~~
14 ~~result, in cost-effective care and improved outcomes for patients in the Medicaid~~
15 ~~program;~~

16 ~~(2) assess factors related to telehealth, including an analysis of:~~

17 ~~(i) supportive uses of electronic health records and the health~~
18 ~~information exchange;~~

19 ~~(ii) multimedia uses of products and services for patient~~
20 ~~engagement, education, and outcomes;~~

21 ~~(iii) health professional productivity, resources, and shortages;~~

22 ~~(iv) emerging technology and standards for security; and~~

23 ~~(v) public and private grant funding; and~~

24 ~~(vi) whether the term "telemedicine", as defined in § 15-139 of~~
25 ~~the Insurance Article, should be amended to include a reference to a service, known as~~
26 ~~an "electronic visit" or "e-visit", that:~~

27 ~~1. includes an online medical evaluation and~~
28 ~~management service;~~

~~2. is completed using a HIPAA compliant online connection and a secured Web site or secured electronic mail address for each patient encounter; and~~

~~3. creates a permanent record of each visit;~~

~~(3) collaborate with:~~

~~(i) roundtables established to study telehealth uses in the State;~~

~~(ii) the Rural Maryland Council; and~~

~~(iii) any other organization that the co-chairs of the Task Force consider appropriate;~~

~~(4) review and consider any studies, reports, or other work completed by the roundtables;~~

~~(5) study any other topic that the Task Force finds necessary to make recommendations regarding the use of telehealth in the State; and~~

~~(6) make recommendations regarding the use of telehealth in the State, including recommendations for:~~

~~(i) improving health care affordability, accessibility, and quality;~~

~~(ii) developing a model for statewide telehealth infrastructure, service, and access;~~

~~(iii) utilizing public and private grant funding;~~

~~(iv) providing workforce training; and~~

~~(v) improving public health.~~

~~(g) (1) On or before May 1, 2014 December 1, 2013, the Task Force shall provide an interim report on the status of the activities of the Task Force to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.~~

~~(2) On or before December 1, 2014 2015, the Task Force shall provide a final report on its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.~~

1 (a) It is the intent of the General Assembly that the Maryland Health Care
2 Commission, in conjunction with the Maryland Health Quality and Cost Council,
3 continue to study the use of telehealth throughout the State through the Telemedicine
4 Task Force.

5 (b) The Task Force shall:

6 (1) consist of three existing advisory groups:

7 (i) the clinical advisory group;

8 (ii) the technology solutions and standards advisory group; and

9 (iii) the financial and business model advisory group;

10 (2) identify opportunities to use telehealth to improve health status and
11 care delivery in the State that includes an analysis of:

12 (i) underserved population areas;

13 (ii) applications for cost-effective telehealth;

14 (iii) innovative service models for diverse care settings to include
15 chronic and acute care; and

16 (iv) innovative payment models;

17 (3) assess factors related to telehealth that includes an analysis of:

18 (i) supportive uses of electronic health records and health
19 information exchange;

20 (ii) multimedia uses of products and services for patient
21 engagement, education, and outcomes;

22 (iii) health professional productivity, resources, and shortages;

23 (iv) emerging technology and standards for security; and

24 (v) public and private grant funding;

25 (4) identify strategies for telehealth deployment in rural areas of the
26 State to increase access to health care and meet any increased demand for health care
27 due to the implementation of the Patient Protection and Affordable Care Act; and

28 (5) study any other topic the Maryland Health Care Commission finds
29 necessary to make recommendations regarding the use of telehealth in the State.

1 (c) The Maryland Health Care Commission shall submit to the Governor and,
 2 in accordance with § 2-1246 of the State Government Article, the Senate Finance
 3 Committee and the House Health and Government Operations Committee:

4 (1) on or before January 1, 2014, an interim report of the Task Force
 5 findings and recommendations; and

6 (2) on or before December 1, 2014, a final report of the Task Force
 7 findings and recommendations.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 9 ~~October~~ ~~June~~ July 1, 2013. It shall remain effective for a period of ~~1 year and 8 months~~
 10 ~~2~~ 2 years and, at the end of ~~May 31~~ June 30, 2015 ~~2016~~ 2015, with no further action
 11 required by the General Assembly, this Act shall be abrogated and of no further force
 12 and effect.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.