

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 172
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “appropriations;” insert “requiring a certain maintenance of effort of county support for a community college in order for a community college to receive a certain hold harmless component amount;”; and in line 17, after “Lottery” insert “and Gaming Control”.

On page 2, strike beginning with “repealing” in line 2 down through “vehicle;” in line 4; in line 9, after “Commission” insert “and the Department of Health and Mental Hygiene”; strike beginning with “requiring” in line 11 down through “rates;” in line 14; in line 11, after “assessment;” insert “requiring the Health Services Cost Review Commission to establish a Community Partnership Assistance Program; requiring certain funding for the Program for certain purposes; providing for the sources and permissible uses of the funding; requiring that certain plans be developed in accordance with certain guidelines; providing that certain guidelines contain certain minimum standards, criteria, and specifications; providing for the submission, review, and approval of certain plans; requiring the Commission to take action on a certain plan; requiring the Department of Health and Mental Hygiene to post certain plans on the Department’s Web site;”; and in line 33, after “law;” insert “requiring the Comptroller to set a certain interest rate for certain taxable years for income tax refunds resulting from a certain judicial decision; providing for the application of certain provisions of this Act;”.

On page 3, in line 20, after “16-305(c)(1)(i)” insert “and (d)”.

On page 4, in line 11, strike “, 9-1A-29(d)(1),”.

On page 5, in line 2, after “(k)” insert “and 16-305(c)(7)”; in line 17, strike “and 13-802(b)(1)”; and strike in their entirety lines 20 through 24, inclusive.

(Over)

On page 6, after line 4, insert:

“BY adding to
Article – Health – General
Section 19–219.1
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)”.

AMENDMENT NO. 2

On page 8, in line 3, after “OF” insert “:”

(I)”;

in lines 5, 8, 11, and 13, strike “(I)”, “(II)”, “(III)”, and “(IV)”, respectively, and substitute “1.”, “2.”, “3.”, and “4.”, respectively; and in line 13, after “REPRESENTATIVE” insert “; AND”

(II) THE DIRECTOR OF THE COMMISSION, OR THE DIRECTOR’S DESIGNEE, WHO SHALL SERVE AS A NONVOTING MEMBER OF THE ADVISORY COMMITTEE”.

AMENDMENT NO. 3

On page 10, in line 34, strike “19.7%” and substitute “20.0%”.

On page 11, in line 2, strike “19.7%” and substitute “20.5%”; in line 8, strike “20%” and substitute “21.0%”; and in line 13, strike “21%” and substitute “22.0%”.

AMENDMENT NO. 4

On page 12, after line 23, insert:

“(7) (i) A board shall be eligible for a hold harmless component beginning in fiscal year 1998 if the sum of the board’s fixed costs, marginal costs, and size factor components for the fiscal year is less than the board’s total State share in the prior fiscal year.

(ii) The hold harmless component amount shall be determined by subtracting the sum of an eligible board’s fixed costs, marginal costs, and size factor components for the fiscal year from the board’s total State share for the prior fiscal year.

(d) In each fiscal year, in order for a board to receive an increase in the State share of support OR A HOLD HARMLESS COMPONENT AMOUNT, the county share, in the aggregate, that supports the community college or colleges shall equal or exceed the aggregate amount of operating fund appropriations made to the board by the county or all of the counties supporting the college in the previous fiscal year.”.

AMENDMENT NO. 5

On page 16, in line 28, before “60%” insert “AT LEAST”; and in line 29, before “80%” insert “AT LEAST”.

AMENDMENT NO. 6

On page 20, in line 1, strike “\$6,249,199” and substitute “\$9,249,199”.

AMENDMENT NO. 7

On page 24, strike in their entirety lines 15 through 25, inclusive.

AMENDMENT NO. 8

On page 26, in line 27, strike “\$7,000,000” and substitute “\$3,500,000”.

AMENDMENT NO. 9

On pages 26 and 27, strike in their entirety the lines beginning with line 33 on page 26 through line 4 on page 27, inclusive.

(Over)

AMENDMENT NO. 10

On page 27, in line 39, after “COMMISSION” insert “AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE”.

On page 28, in line 1, after “COMMISSION” insert “AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE”; strike beginning with “THE” in line 1 down through the second “AND” in line 2; and in line 3, after “COMMISSION” insert “AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE”.

AMENDMENT NO. 11

On page 29, in line 1, strike “0.5%” and substitute “0.3%”; and after line 3, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Health – General

19-219.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “COMMUNITY PARTNERSHIP” MEANS A PARTNERSHIP WITH A CORPORATE, BUSINESS, PROVIDER, OR CITIZEN ORGANIZATION TO DEVELOP METHODOLOGIES TO IMPROVE THE HEALTH AND WELL-BEING OF THE COMMUNITY.

(3) (I) “INFRASTRUCTURE” MEANS THE TECHNICAL UNDERLYING FRAMEWORK, STAFF RESOURCES, AND EXTERNAL RESOURCES NEEDED TO BUILD, MAINTAIN, AND OPTIMIZE THE USE OF DATA NEEDED TO ACHIEVE SUCCESSFUL PERFORMANCE UNDER MARYLAND’S ALL-PAYER MODEL CONTRACT.

(II) “INFRASTRUCTURE” INCLUDES CARE COORDINATION RESOURCES, DATA ANALYTICS, DISEASE-FOCUSED RESOURCES, AND INFORMATION TECHNOLOGY.

(B) THE COMMISSION SHALL ESTABLISH A COMMUNITY PARTNERSHIP ASSISTANCE PROGRAM.

(C) (1) THE COMMUNITY PARTNERSHIP ASSISTANCE PROGRAM SHALL PROVIDE FUNDING TO HOSPITALS FOR APPROVED REGIONAL OR STATEWIDE COMMUNITY PARTNERSHIP PLANS THAT:

(I) IMPROVE, OR ESTABLISH THE INFRASTRUCTURE TO IMPROVE, THE HEALTH AND WELL-BEING OF THE COMMUNITY;

(II) FOSTER COMMUNITY PARTNERSHIPS; AND

(III) SUPPORT THE ACHIEVEMENT OF THE GOALS ESTABLISHED IN MARYLAND’S ALL-PAYER MODEL CONTRACT APPROVED BY THE CENTER FOR MEDICARE AND MEDICAID INNOVATION.

(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, FUNDING FOR THE PROGRAM SHALL BE PROVIDED THROUGH THE RATE STRUCTURES OF APPROVED HOSPITALS AS FOLLOWS:

(Over)

(I) FOR FISCAL YEAR 2015, \$15,000,000; AND

(II) FOR FISCAL YEAR 2016 AND EACH FISCAL YEAR THEREAFTER, \$20,000,000.

(3) FUNDING FOR THE PROGRAM MAY BE LESS THAN THE AMOUNTS REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION IF IN ANY FISCAL YEAR:

(I) THE AMOUNTS PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION EXCEED THE AMOUNT NEEDED TO FUND APPROVED COMMUNITY PARTNERSHIP PLANS; OR

(II) THE STATE IS IN DANGER OF FAILING TO ACHIEVE THE SAVINGS OR COST GROWTH CEILING SPECIFIED UNDER MARYLAND'S ALL-PAYER MODEL CONTRACT.

(D) (1) COMMUNITY PARTNERSHIP PLANS SHALL BE DEVELOPED IN ACCORDANCE WITH GUIDELINES ESTABLISHED BY THE HEALTH CARE DELIVERY REFORM SUBCOMMITTEE OF THE HEALTH CARE REFORM COORDINATING COUNCIL.

(2) THE GUIDELINES REQUIRED UNDER THIS SUBSECTION SHALL INCLUDE:

(I) MINIMUM STANDARDS FOR MEASURING HEALTH QUALITY AND COST SAVINGS; AND

(II) APPLICATION CRITERIA AND SPECIFICATIONS FOR HOSPITALS AND MULTIHOSPITAL COLLABORATIONS TO COMPETE FOR FUNDING.

(E) (1) TO BE ELIGIBLE FOR FUNDING, A PROPOSED COMMUNITY PARTNERSHIP PLAN SHALL BE SUBMITTED TO THE DEPARTMENT AND THE COMMISSION FOR REVIEW AND CONSIDERATION FOR APPROVAL.

(2) A PORTION OF THE FUNDING MAY BE USED FOR THE EVALUATION OF COMMUNITY PARTNERSHIP AND COLLABORATION ACTIVITIES.

(F) (1) THE DEPARTMENT AND THE COMMISSION SHALL ESTABLISH A COMMITTEE TO REVIEW PROPOSED COMMUNITY PARTNERSHIP PLANS AND MAKE RECOMMENDATIONS TO THE DEPARTMENT AND THE COMMISSION FOR FUNDING.

(2) THE COMMITTEE SHALL INCLUDE:

(I) REPRESENTATIVES FROM THE DEPARTMENT AND THE COMMISSION; AND

(II) SUBJECT MATTER EXPERTS, INCLUDING INDIVIDUALS WITH EXPERTISE IN AREAS SUCH AS PUBLIC HEALTH, COMMUNITY-BASED HEALTH CARE SERVICES AND SUPPORTS, PRIMARY CARE, LONG-TERM CARE, END-OF-LIFE CARE, BEHAVIORAL HEALTH, AND HEALTH INFORMATION TECHNOLOGY.

(G) THE COMMISSION SHALL TAKE ACTION ON A PROPOSED COMMUNITY PARTNERSHIP PLAN THAT HAS BEEN:

(Over)

(1) REVIEWED BY THE COMMITTEE ESTABLISHED UNDER SUBSECTION (F) OF THIS SECTION; AND

(2) APPROVED BY THE COMMISSION AND THE DEPARTMENT.

(H) THE DEPARTMENT SHALL POST THE APPROVED COMMUNITY PARTNERSHIP PLANS ON THE DEPARTMENT'S WEB SITE."

On page 30, strike in their entirety lines 24 through 29, inclusive.

On page 34, in line 5, strike "Section 2" and substitute "Sections 2 and 4".

AMENDMENT NO. 12

On page 32, in line 17, strike "\$30,814,997" and substitute "\$31,000,000".

AMENDMENT NO. 13

On page 32, in line 23, strike "\$10,800,000" and substitute "\$9,000,000".

AMENDMENT NO. 14

On page 33, in line 10, strike the third "and" and substitute:

"(4) The Department's ability to perform timely processing of personal property tax returns, homeowners' and renters' tax credit applications, and franchise tax returns and to identify entities that fail to file personal property returns;

(5) The benefits of instituting electronic filing for personal property tax returns; and";

in line 11, strike "(4)" and substitute "(6)"; in line 26, strike "auditing"; in the same line, strike "determining" and substitute ":

(1) Auditing to determine;

in line 27, strike the first “and” and substitute a comma; in the same line, after “credits” insert “, and personal property tax returns;

(2) The discovery of businesses that unlawfully fail to pay personal property tax”;

and in the same line, strike “the” and substitute “(3) The”.

AMENDMENT NO. 15

On page 33, after line 28, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, the Comptroller shall set the annual interest rate for an income tax refund that is a result of the final decision under Maryland State Comptroller of the Treasury v. Brian Wynne, et ux. 431 Md. 147 (2013) at a percentage, rounded to the nearest whole number, that is the percent that equals the average prime rate of interest quoted by commercial banks to large businesses during fiscal year 2015, based on a determination by the Board of Governors of the Federal Reserve Bank.”.

On page 33, after line 34, insert:

“SECTION 14. AND BE IT FURTHER ENACTED, That Section 12 of this Act applies only to income tax refunds attributable to taxable years beginning after December 31, 2005, but before January 1, 2015.”.

AMENDMENT NO. 16

On page 18, in line 20, before “(I)” insert “(4)”.

On page 33, in lines 29 and 35, strike "12." and "13.", respectively, and substitute "13." and "15.", respectively.

On page 34, in lines 4, 6, and 8, strike "14.", "15.", and "16.", respectively, and substitute "16.", "17.", and "18.", respectively; and in line 9, strike "13, 14, and 15" and substitute "15, 16, and 17".