

SB0614/413028/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 614
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**and Elfreth**” and substitute “**, Elfreth, Ellis, Gile, Hayes, Hershey, Klausmeier, Kramer, Lam, Ready, and A. Washington**”; in line 3, strike “**Orthoses and**”; after line 3, insert:

“(So Every Body Can Move Act)”;

in line 6, strike “orthoses and”; strike beginning with “requiring” in line 6 down through “benefits” in line 10 and substitute “establishing that certain insurers, nonprofit health service plans, and health maintenance organizations must comply with certain provider network requirements”; and in line 11, strike “orthoses and”.

On page 2, in line 2, strike “15–820 and”.

AMENDMENT NO. 2

On page 2, in line 18, strike “**ORTHOSES AND**”; and in lines 18 and 19, strike “**§§ 15–820 AND 15–844**” and substitute “**§ 15–844**”.

On pages 2 through 5, strike in their entirety the lines beginning with line 21 on page 2 through line 19 on page 5, inclusive.

On page 5, in line 21, after “(a)” insert “**(1)**”; in the same line, strike beginning with the opening bracket through “means” and substitute “**“PROSTHESIS” means**”; strike beginning with the closing bracket in line 22 down through “**COSMESIS**” in line 24; after line 24, insert:

“(2) “PROSTHESIS” INCLUDES A CUSTOM-DESIGNED, – FABRICATED, –FITTED, OR –MODIFIED DEVICE TO TREAT PARTIAL OR TOTAL LIMB LOSS FOR PURPOSES OF RESTORING PHYSIOLOGICAL FUNCTION.”;

and in line 32, after “provide” insert “ONCE ANNUALLY”.

On page 6, in lines 6 and 7, strike “WITHOUT REGARD TO CONTINUOUS USE OR USEFUL LIFETIME RESTRICTIONS”; in line 12, after “(II)” insert “UNLESS NECESSITATED BY MISUSE,”; in line 14, after “(III)” insert “UNLESS NECESSITATED BY MISUSE,”; strike lines 23 through 26, inclusive; in line 27, strike “(F)” and substitute “(E)”; strike beginning with the colon in line 27 down through “(2)” in line 30; and in line 31, before “benefits” insert “OTHER SIMILAR MEDICAL AND SURGICAL”.

On page 7, strike beginning with “THAT” in line 1 down through “SERVICES” in line 2; in lines 3 and 7, strike “(G)” and “(H)”, respectively, and substitute “(F)” and “(G)”, respectively; in line 12, strike “IF THE TREATING PHYSICIAN DETERMINES THAT THE PROSTHESIS IS” and substitute “DETERMINED BY A TREATING HEALTH CARE PROVIDER TO BE”; and strike lines 20 through 32, inclusive.

On pages 7 and 8, strike in their entirety the lines beginning with line 33 on page 7 through line 13 on page 8, inclusive, and substitute:

“(H) AN ENTITY SUBJECT TO THIS SECTION THAT USES A PROVIDER PANEL FOR A POLICY OR CONTRACT DESCRIBED IN SUBSECTION (B) OF THIS SECTION AND THE PROVISION OF COVERED BENEFITS UNDER THIS SECTION SHALL COMPLY WITH § 15-112(B)(3) OF THIS TITLE.”

AMENDMENT NO. 3

On page 8, before line 14, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that Section 1 of this Act may not be construed to require managed care organizations under the Maryland Medical Assistance Program to cover additional Healthcare Common Procedure Coding System (HCPCS) “L” codes for prosthetic procedures and devices than are covered by managed care organizations as of December 31, 2024.”;

in line 14, strike “2.” and substitute “3.”; in lines 15 and 16, strike “§§ 15–820 and 15–844” and substitute “§ 15–844”; in lines 19 and 26, in each instance, strike “§§ 15–820 and 15–844” and substitute “§ 15–844”; and after line 35, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) The Maryland Health Care Commission and the Maryland Department of Health, in consultation with the Maryland Insurance Administration, shall review utilization of “L” codes and related codes within the All–Payer Claims Database and evaluate the cost impact of requiring coverage for orthoses, including medically necessary activity–specific orthoses, by the Maryland Medical Assistance Program and commercial health insurance plans.

(b) On or before December 1, 2024, the Maryland Health Care Commission and the Maryland Department of Health shall report the findings of the review required under subsection (a) of this section, in accordance with § 2–1257 of the State Government Article, to the Senate Finance Committee, the Senate Budget and Taxation Committee, the House Health and Government Operations Committee, and the House Appropriations Committee.”.

On page 9, in lines 1 and 4, strike “3.” and “4.”, respectively, and substitute “5.” and “6.”, respectively.