

# 2019 Key Health-Related Legislation

**SB 17**

Education, Health, and Environmental Affairs

Crossfiled Bill: HB 365

Cheryl C. Kagan

Senate - Passed Enrolled

## **State Grants and Contracts - Reimbursement of Nonprofit Indirect Costs - Application**

Applying a certain provision of law related to the reimbursement of indirect costs incurred by certain nonprofit organizations to certain grants and contracts; and providing that a certain provision of law does not require the reimbursement of indirect costs incurred under certain grants and contracts during any fiscal year that began before July 1, 2019.

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**SB 28**

Finance

Chair, Finance Committee

Senate - Returned Passed

## **Health Insurance - Coverage Requirements for Behavioral Health Disorders - Short-Term Limited Duration Insurance**

Altering the definition of "health benefit plan" as it applies to certain provisions of law related to coverage requirements for the diagnosis and treatment of mental illness and emotional, drug use, and alcohol use disorders to include short-term limited duration health insurance.

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**SB 36**

Finance

Crossfiled Bill: HB 127

Clarence K. Lam

Senate - Returned Passed

## **Health Insurance - Health Benefit Plans - Special Enrollment Period for Pregnancy**

Requiring certain health benefit plans and certain carriers to provide a special enrollment period during which individuals who become pregnant may enroll in a health benefit plan; establishing a 90-day duration for the special enrollment period beginning on the date a pregnancy is confirmed by a health care practitioner; establishing certain effective dates of coverage; requiring the Maryland Health Benefit Exchange to report to certain legislative committees on the use of the special enrollment period by January 1, 2022; etc.

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## **SB 44**

Finance

Chair, Finance Committee

Senate - Returned Passed

### **Insurance - Corporate Governance Annual Disclosure Act**

Requiring certain insurers and insurance groups to submit to the Maryland Insurance Commissioner a certain Corporate Governance Annual Disclosure (CGAD) by June 1 each calendar year beginning in 2020; requiring certain insurers to submit a certain CGAD in a certain manner to the commissioner of the lead state for a certain insurance group and in a manner specified in a certain Financial Analysis Handbook; providing for the confidentiality and privilege of certain documents and information contained in and relating to a CGAD; etc.

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## **SB 45**

Finance

Chair, Finance Committee

Senate - Returned Passed

### **Health Care Provider Malpractice Insurance - Authorization to Settle - Clarification**

Altering the settlement provision required to be included in policies of health care malpractice insurance to clarify that the insurer is authorized, without restriction, to negotiate and effect a compromise of claims unless the settlement amount exceeds the limits of the insurer's liability.

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## **SB 47**

Finance

Chair, Finance Committee

Senate - Returned Passed

### **Health Insurance - Technical Correction and Required Conformity With Federal Law**

Repealing an obsolete provision of law relating to certification of creditable coverage; requiring a certain carrier to provide an open enrollment period for individuals who lose access to health care services through a certain program, which is considered to occur on the last day the eligible employee or dependent would have access to services; requiring a certain carrier to provide an open enrollment period for certain individuals who lived in a service area where a qualified health plan was not available during a certain time; etc.

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## **SB 48**

Finance

Chair, Finance Committee

Senate - Returned Passed

### **Health Insurance - Referral to Specialists - Definition of Provider Panel**

Altering the definition of "provider panel" to mean the providers that contract with a carrier either directly or through a subcontracting entity to provide health care services to enrollees of the carrier.

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## **SB 49**

Finance

Chair, Finance Committee

Senate - Returned Passed

### **Task Force to Study Cooperative Purchasing for Health Insurance - Membership and Staffing**

Removing the Maryland Insurance Commissioner, or the Commissioner's designee, from the membership of the Task Force to Study Cooperative Purchasing for Health Insurance; and removing the requirement that the Maryland Insurance Administration provide staff for the Task Force.

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## **SB 50**

Finance

Chair, Finance Committee

Senate - Returned Passed

### **Health Insurance - Form Filings - Review and Waiting Period Extensions**

Authorizing the Maryland Insurance Commissioner to extend a certain review period for up to an additional 30 days for a certain filing made by a health maintenance organization if the Commissioner gives the health maintenance organization certain notice; authorizing the Commissioner to extend for an additional 30 days the period during which a certain amendment may not take effect if the Commissioner gives a certain corporation certain notice; etc.



# 2019 Key Health-Related Legislation

## **SB 112**

Crossfiled Bill: HB 58

President

Enacted under Article II, Section 17(b) of the Maryland  
Constitution - Chapter 6

### **Mandated Reports and Statutory Commissions, Councils, and Committees - Revisions**

Repealing certain reporting requirements that are obsolete, unnecessary, or duplicative; consolidating certain reporting requirements for efficiency; codifying certain reporting requirements for transparency; modifying certain reporting requirements for practicality; repealing the requirement that the Council for the Procurement of Health, Education, and Social Services establish a certain workgroup; repealing the Maryland Advisory Council for Virtual Learning; etc.

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## **SB 116**

Budget and Taxation; Finance

Crossfiled Bill: HB 82

Cory V. McCray

Senate - Returned Passed

### **Transportation - Complete Streets - Access to Healthy Food and Necessities**

Expanding the definition of "complete streets design features" under the Complete Streets Program by adding access to retail stores that provide health food and other necessities, especially in food deserts, as a design feature of the complete street policy and as a design feature and goal of the Program; and providing the Act may not be construed to require the Maryland Department of Transportation to provide staff or operating expenses for the administration of the Program until money is appropriated in the State budget.

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## **SB 134**

Education, Health, and Environmental Affairs

Crossfiled Bill: HB 228

Shirley Nathan-Pulliam et al.

Senate - Returned Passed

### **State Board of Nursing - Criminal History Records Checks - Revised Statement**

Requiring the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services to provide a revised printed statement of an individual's State criminal history record to the State Board of Nursing if the criminal history record information is reported to the Central Repository after the date of the initial criminal history records check; etc.

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### **SB 146**

Judicial Proceedings

Crossfiled Bill: HB 5

Katherine Klausmeier et al. Senate - Passed Enrolled

### **Commercial Driver's Licenses - Recognition, Prevention, and Reporting of Human Trafficking**

Requiring commercial driver's license training schools to include training on the recognition, prevention, and effective reporting of human trafficking as part of the curriculum; requiring the Motor Vehicle Administration to include content on the recognition, prevention, and effective reporting of human trafficking in its Commercial Driver's License Manual; and requiring the Administration to provide to an applicant renewing a commercial driver's license certain information from the Manual.

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### **SB 158**

Budget and Taxation; Finance

Crossfiled Bill: HB 332

Guy Guzzone Senate - Returned Passed

### **Maryland Department of Health - Community Dental Clinics Grant Program**

Establishing the Community Dental Clinics Grant Program; authorizing the Board of Public Works, on the recommendation of the Secretary of Health, to make grants under the Program to counties, municipal corporations, and nonprofit organizations for the purpose of supporting the provision of dental services by community dental clinics; requiring the Governor to include funding in the State operating budget bill or capital budget bill for the Program beginning in fiscal year 2021 and each fiscal year thereafter; etc.

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### **SB 164**

Budget and Taxation; Finance

Crossfiled Bill: HB 155

President et al. Senate - Returned Passed

### **Maryland Department of Health - Capital and Grant Programs - State Grants**

Increasing the caps on the percentages of certain costs for the construction, acquisition, renovation, and equipping of community mental health facilities, addiction facilities, and developmental disabilities facilities for which State grants can be provided under the Community Mental Health, Addiction, and Developmental Disabilities Capital Program; increasing the caps on the percentages of certain costs for certain projects that may be covered by State grants under the Federally Qualified Health Centers Grant Program; etc.

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### **SB 178**

Finance

Crossfiled Bill: HB 570

Adelaide C. Eckardt

Senate - Passed Enrolled

#### **Outpatient Mental Health Centers - Medical Directors – Telehealth**

Requiring that regulations adopted under certain provisions of law regulating behavioral health programs include provisions authorizing a behavioral health program licensed as an outpatient mental health center to satisfy any regulatory requirement that a medical director be onsite through the use of telehealth by the director.

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### **SB 195**

Finance

Crossfiled Bill: HB 25

Delores G. Kelley et al.

Senate - Passed Enrolled

#### **Public Health - Prescription Drug Monitoring Program – Revisions**

Requiring, instead of authorizing, the Prescription Drug Monitoring Program to review prescription monitoring data for indications of a possible misuse or abuse of a monitored prescription drug; requiring the Program to report the possible misuse or abuse to the prescriber or dispenser of the monitored prescription drug and to provide certain education to the prescriber or dispenser; authorizing the Program to refer a certain violation of law or breach of professional standards to the Office of Controlled Substances Administration; etc.

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### **SB 218**

Budget and Taxation

Crossfiled Bill: HB 338

Cory V. McCray et al.

Senate - Returned Passed

#### **Human Services - Food Supplements (Summer SNAP for Children Act)**

Renaming the food stamp program to be the food supplement program; requiring the State to provide matching funds to counties for a supplement for each child in a household that receives federally funded benefits under the food supplement program; providing that the combined State and county supplement shall equal \$30 per month in June, July, and August and \$10 in December; requiring a county to submit a certain application by December 1 to receive certain funding; specifying the required State and local shares of funding; etc.

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### **SB 220**

Finance

Delores G. Kelley

Senate - Returned Passed

#### **Maryland Medical Assistance Program - Coverage of Dental Services - Repeal of Contingency**

Repealing the provision of law that made the effectiveness of a certain provision of law authorizing the Maryland Medical Assistance Program to provide dental services to certain adults contingent on the Maryland Dental Action Coalition making a certain determination; etc.

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### **SB 239**

Finance

Crossfiled Bill: HB 258

Brian J. Feldman

Senate - Passed Enrolled

#### **Health Insurance - Individual Market Stabilization - Provider Fee**

Clarifying that certain provisions of law apply to managed care organizations; requiring a managed care organization to pay a certain fee in certain calendar years; altering the purpose of provisions of law requiring that certain entities be subject to a certain assessment on certain amounts; requiring that certain entities be subject to certain assessments in certain calendar years; clarifying that certain assessments are for insurance products subject to certain provisions of federal law and may be subject to a State assessment; etc.

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### **SB 251**

Finance

Crossfiled Bill: HB 1183

Clarence K. Lam et al.

Senate - Returned Passed

#### **Public Health - Treatment for the Prevention of HIV - Consent by Minors**

Providing that a minor has the same capacity as an adult to consent to treatment for the prevention of human immunodeficiency virus (HIV).



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### **SB 279**

Finance

Crossfiled Bill: HB 251

Brian J. Feldman et al.

Senate - Returned Passed

#### **Department of Aging - Grants for Aging-in-Place Programs (Nonprofits for our Aging Neighbors Act - "NANA")**

Authorizing the Department of Aging to make grants to nonprofit organizations and area agencies on aging to expand and establish certain aging-in-place programs for seniors; requiring the Department to publicize the availability of grant opportunities to eligible organizations at least 6 weeks before the applications are due; establishing a requirement for an equal match for the funds requested by a nonprofit organization or an area agency on aging in order for the nonprofit organization to receive a State grant; etc.

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### **SB 285**

Education, Health, and Environmental Affairs

Crossfiled Bill: HB 109

Cheryl C. Kagan et al.

Senate - Passed Enrolled

#### **Environment - Expanded Polystyrene Food Service Products – Prohibitions**

Prohibiting a person from selling in the State an expanded polystyrene food service product on or after July 1, 2020; prohibiting food service businesses and schools from selling or providing food or beverages in expanded polystyrene food service products on or after July 1, 2020; confirming the authority of certain local government entities to establish standards that are at least as stringent as those in the Act; requiring the Department of the Environment to conduct a public education and outreach antilittering campaign; etc.

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### **SB 301**

Finance

Crossfiled Bill: HB 145

Joanne C. Benson et al.

Senate - Returned Passed

#### **Hospitals - Patient's Bill of Rights**

Requiring each administrator of a hospital to provide patients with a certain patient's bill of rights; requiring each administrator of a hospital to provide certain patients with an interpreter, a translator, or other accommodation to provide assistance to patients; requiring each administrator of a hospital to conspicuously post the patient's bill of rights on the hospital's website and in areas of

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the hospital accessible to patients and visitors; requiring the Department of Health to submit a certain report by January 1, 2021; etc.

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### **SB 356**

Finance

Crossfiled Bill: HB 583

Shirley Nathan-Pulliam et al. Senate - Passed Enrolled

### **Health - Maternal Mortality Review Program - Recommendations and Reporting Requirement**

Requiring the Maternal Mortality Review Program, in consultation with the Office of Minority Health and Health Disparities, to make recommendations to reduce disparities in the maternal mortality rate including recommendations related to social determinants of health; requiring the Secretary of Health to include in the annual report regarding the Maternal Mortality Review Program a section on racial disparities that compares mortality rates, the number of live births by race, and a comparison of the leading causes of death by race; etc.

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### **SB 403**

Finance

Crossfiled Bill: HB 427

Malcolm Augustine et al. Senate - Returned Passed

### **Behavioral Health Administration - Outpatient Civil Commitment Pilot Program - Revisions**

Requiring the Behavioral Health Administration to allow an eligible individual to request enrollment into a certain outpatient civil commitment pilot program; requiring the Administration to allow an immediate family member of an eligible individual to request that the individual be voluntarily enrolled into a certain outpatient civil commitment pilot program; etc.

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### **SB 404**

Finance

Crossfiled Bill: HB 47

Clarence K. Lam Senate - Returned Passed

### **State Department of Education and Maryland Department of Health - Maryland School-Based Health Center Standards – Revision**

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Requiring the State Department of Education and the Maryland Department of Health to revise the Maryland School-Based Health Center Standards to repeal the requirements that a school-based health center have a medical director who is a physician and have a physician consultant who is available to discuss clinical issues as needed and to authorize a licensed physician or nurse practitioner to serve as a clinical director or clinical consultant of a school-based health center.

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### **SB 405**

Finance

Crossfiled Bill: HB 435

Antonio Hayes et al.

Senate - Returned Passed

### **Health Insurance - Prescription Drugs - Formulary Changes**

Requiring certain entities to establish and implement a procedure by which a member may receive a prescription drug or device that has been removed from a certain entity's formulary or a member may continue the same cost sharing requirements under certain circumstances; requiring a certain entity to provide a certain member with notice at least 30 days before a change is implemented; applying the Act to all policies, contracts, and health benefit plans issued, delivered, or renewed in the State on or after January 1, 2020; etc.

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### **SB 406**

Finance

Crossfiled Bill: HB 520

Bill Ferguson et al.

Senate - Passed Enrolled

### **Prenatal and Infant Care Coordination - Grant Funding and Task Force**

Requiring the Governor to include \$100,000 in the annual budget beginning in fiscal year 2021 for the Maryland Prenatal and Infant Care Coordination Services Grant Program Fund; establishing the Task Force on Maryland Maternal and Child Health; requiring the Task Force to study and make recommendations, including on programs that the Maryland Medical Assistance Program should implement; requiring the Task Force to report its findings and recommendations to the General Assembly on or before November 1, 2019; etc.

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### **SB 415**

Finance

Crossfiled Bill: HB 1388

Benjamin F. Kramer

Senate - Returned Passed

#### **Long-Term Care Insurance - Annual Notice**

Requiring certain carriers to provide each insured under a policy or contract of long-term care insurance in the State an annual notice, in writing or electronically, containing the insured's policy form number and the carrier's customer service telephone number.

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### **SB 433**

Education, Health, and Environmental Affairs

Crossfiled Bill: HB 680

Craig J. Zucker et al.

Senate - Passed Enrolled

#### **State Procurement - State Funded Construction Projects - Payment of Employee Health Care Expenses**

Requiring the Board of Public Works to adopt regulations to require certain bidders, contractors, and subcontractors to pay certain employee health care expenses; requiring the Department of General Services, by regulation, to establish certain procedures to certify that a bidder, contractor, or subcontractor pays certain employee health care expenses; authorizing a procurement officer to void a contract if a certain bidder fails to submit certain records within a reasonable period of time; etc.

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### **SB 483**

Education, Health, and Environmental Affairs; Finance

Crossfiled Bill: HB 84

Guy Guzzone et al.

Senate - Returned Passed

#### **Maryland Farms and Families Fund - Purpose, Use, Funding, and Grant Qualifications - Alterations**

Expanding the purpose and use of the Maryland Farms and Families Fund to include grants to nonprofit farmers markets and local nonprofit organizations; authorizing the Department of Agriculture, when awarding grants, to consider a nonprofit organization's record of providing services in food deserts; requiring the Governor to include in the annual budget a \$100,000 appropriation to the Fund, which is in addition to, and may not supplant, any funding appropriated to a certain division in the Department; etc.

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### **SB 521**

Finance

William C. Smith Jr. et al.

Senate - Returned Passed

#### **Veteran Suicide Prevention - Comprehensive Action Plan**

Requiring the Maryland Department of Health to develop a certain action plan to increase access to and the availability of professional veteran health services to prevent veteran suicides; requiring the plan to address certain matters; requiring the Department to collaborate with interested parties in developing the plan; requiring the Department to implement certain initiatives and reforms by June 30, 2023, and June 30, 2029; requiring a certain report to the Governor and General Assembly by July 1, 2020; etc.

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### **SB 524**

Finance

Crossfiled Bill: HB 605

Adelaide C. Eckardt

Senate - Returned Passed

#### **Maryland Medical Assistance Program - Telemedicine - Psychiatric Nurse Practitioners and Psychiatrists**

Requiring the Maryland Department of Health, under certain circumstances, to include psychiatric nurse practitioners who are providing Assertive Community Treatment or mobile treatment services to certain Maryland Medical Assistance Program recipients in the types of providers eligible to receive reimbursement for health care services that are delivered through telemedicine and provided to Program recipients; terminating the Act after September 30, 2021; etc.

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### **SB 569**

Budget and Taxation; Judicial Proceedings

Crossfiled Bill: HB 1268

Sarah K. Elfreth et al.

Senate - Returned Passed

#### **Public Safety - Rape Kit Testing Grant Fund – Established**

Establishing the Rape Kit Testing Grant Fund to provide law enforcement agencies with funding to pay for testing of sexual assault evidence collection kits by forensic laboratories; requiring the Executive Director of the Governor's Office of Crime Control and Prevention to administer the Fund and to establish and publish procedures for the distribution of funding; limiting the use of the funds to the equipment, supplies, personnel, and outsourcing necessary for the testing of sexual assault evidence collection kits; etc.

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### **SB 581**

Budget and Taxation

Crossfiled Bill: HB 1260

Bill Ferguson et al.

Senate - Passed Enrolled

### **Economic, Housing, and Community Development - Opportunity Zone Incentives**

Extending certain benefits under the More Jobs for Marylanders Program to businesses that locate or expand in opportunity zones in the State; altering the maximum aggregate credit amounts of certain initial tax credit certificates the Department of Commerce may issue in a fiscal year; establishing the Opportunity Zone Enhancement Program in the Department and providing for the administration of the tax credit enhancements offered by the Program; requiring the Department to submit a certain report to the General Assembly; etc.

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### **SB 597**

Finance

Crossfiled Bill: HB 646

Delores G. Kelley et al.

Senate - Returned Passed

### **Maryland Health Care Commission - State Health Plan and Certificate of Need for Hospital Capital Expenditures**

Altering the frequency, from at least once every 5 years to every year, at which the Maryland Health Care Commission is required to adopt a State health plan; requiring the State health plan to be consistent with a certain contract; requiring, annually or on petition by any person, the Commission to assess each State health plan chapter, make a certain determination, and establish a certain priority order and timeline in a certain manner; etc.

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### **SB 598**

Finance

Crossfiled Bill: HB 962

Shirley Nathan-Pulliam

Senate - Returned Passed

### **Maryland Medical Assistance Program - Coverage - Hepatitis C Drugs**

Requiring the Maryland Medical Assistance Program, subject to the limitations of the State budget, to provide coverage for any medically appropriate drugs that are approved by the United States Food and Drug Administration for the treatment of hepatitis C, regardless of the fibrosis score, and that are determined to be medically necessary.

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### **SB 600**

Education, Health, and Environmental Affairs

Crossfiled Bill: HB 761

Shirley Nathan-Pulliam et al. Senate - Returned Passed

#### **Health - Sickle Cell Disease - Steering Committee and Services**

Altering the duties of the Statewide Steering Committee on Services for Adults with Sickle Cell Disease to include the provision of certain resources for detecting sickle cell disease and supporting individuals with sickle cell disease; authorizing the Maryland Department of Health to provide certain services relating to sickle cell disease in consultation with the Steering Committee; requiring the Department to provide certain services through community-based organizations to the extent practicable; etc.

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### **SB 619**

Finance

Jill P. Carter

Senate - Passed Enrolled

#### **University of Maryland Medical System Corporation - Board of Directors, Ethics, and Audits**

Prohibiting a member of the Board of Directors of the University of Maryland Medical System Corporation from being employed by or having a financial interest in an entity subject to the authority of the University of Maryland Medical System Corporation; prohibiting a member of the Board from intentionally using the prestige of office for private gain or the gain of another; and altering the financial disclosure requirements for certain members of the Board.

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### **SB 631**

Finance

Crossfiled Bill: HB 599

Malcolm Augustine

Senate - Returned Passed

#### **Health Insurance - Coverage for Mental Health Benefits and Substance Use Disorder Benefits - Treatment Criteria**

Requiring an insurer, nonprofit health service plan, or health maintenance organization to use the most recent treatment criteria developed by the American Society of Addiction Medicine for addictive, substance-related, and co-occurring conditions for all medical necessity and utilization management determinations for substance use disorder benefits; applying the Act to all policies, contracts, and health benefit plans issued, delivered or renewed in the State on or after January 1, 2020; etc.

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### **SB 649**

Finance

Katherine Klausmeier

Senate - Returned Passed

#### **Health Care Facilities - Change in Bed Capacity - Certificate of Need Exemption**

Exempting an increase or decrease in bed capacity from the certificate of need requirement if the change will occur in an intermediate care facility offering residential or intensive substance-related disorder treatment services, or an existing general hospice program, and written notice of the intent to change bed capacity is filed with the Maryland Health Care Commission at least 45 days before increasing or decreasing bed capacity; requiring the Commission to review the State Health plan on Psychiatric Services; Emergency Medical Services; etc.

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### **SB 652**

Education, Health, and Environmental Affairs

Crossfiled Bill: HB 648

Ronald N. Young

Senate - Passed Enrolled

#### **Interstate Physical Therapy Licensure Compact**

Entering into the Interstate Physical Therapy Licensure Compact; stating that the goal of the Compact is to improve public access to physical therapy services; requiring a state to meet certain requirements to participate in the Compact; requiring a physical therapist to meet certain eligibility requirements to receive certain licensure and exercise a certain privilege; authorizing the State Board of Physical Therapy Examiners to charge a fee for granting a compact privilege; etc.

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### **SB 657**

Finance; Judicial Proceedings

Crossfiled Bill: HB 1249

Nancy J. King et al.

Senate - Returned Passed

#### **Pilot Program - Alleged Rape, Sexual Offense, or Child Sexual Abuse - HIV Postexposure Prophylaxis**

Establishing the Pilot Program for Preventing HIV Infection for Rape Victims to prevent HIV infection for victims of an alleged rape or sexual offense or victims of alleged child sexual abuse; requiring the Governor's Office of Crime Control and Prevention to administer the program; requiring that a victim of an alleged rape or sexual offense or a victim of alleged child sexual abuse be provided with a full course of treatment and follow-up care for postexposure prophylaxis for the prevention of HIV infection; etc.

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### **SB 661**

Education, Health, and Environmental Affairs

Crossfiled Bill: HB 733

Mary Washington

Senate - Passed Enrolled

#### **Primary and Secondary Education - Community Schools – Established**

Establishing community schools in the State for the purpose of providing an integrated focus on academics, health and social services, youth and community development, and familial and community engagement; requiring a community school to have a community school coordinator; authorizing local school systems to form a school-community partnership; requiring a local school system to make public school funding available to a community school; providing certain eligible interventions for which funding may be made available; etc.

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### **SB 677**

Education, Health, and Environmental Affairs; Finance

Crossfiled Bill: HB 1384

Chris West

Senate - Passed Enrolled

#### **Deaf or Hard of Hearing Individuals - Support for Parents**

Renaming the Hearing Aid Loan Bank Program in the State Department of Education to be the Hearing Aid and Language and Communication Video Loan Bank Program; requiring the Loan Bank to lend and provide certain videos and certain downloadable resources to the parents or legal guardians of certain eligible individuals; exempting the parent or legal guardian of a deaf or hard of hearing child from paying tuition for certain courses at a public institution of higher education; etc.

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### **SB 689**

Judicial Proceedings

Crossfiled Bill: HB 734

Susan C. Lee et al.

Senate - Returned Passed

#### **Criminal Law - Labor Trafficking (Anti-Exploitation Act of 2019)**

Prohibiting a person from knowingly taking, placing, harboring, persuading, inducing, or enticing another to provide services or labor by force, fraud, or coercion; prohibiting a person from knowingly receiving a benefit from the provision of services or labor induced by force, fraud, or coercion; prohibiting a person from knowingly aiding or conspiring with another to commit a violation of the Act; authorizing a State's Attorney or the Attorney General to prosecute a violation of the Act; providing certain penalties;

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### **SB 690**

Judicial Proceedings

Crossfiled Bill: HB 871

Susan C. Lee et al.

Senate - Passed Enrolled

#### **Criminal Law - Human Trafficking and Prostitution Offenses**

Altering the elements of the prohibitions against human trafficking and renaming them sex trafficking; prohibiting a person from knowingly taking another for prostitution by use of or intent to use force, threat, coercion, or fraud; prohibiting a person from knowingly engaging in certain conduct with the intent to compel another to marry any person under certain circumstances; classifying the offense of human trafficking as a crime of violence under certain provisions of law; etc.

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### **SB 693**

Finance

Crossfiled Bill: HB 1154

Benjamin F. Kramer et al.

Senate - Returned Passed

#### **Maryland Personal Information Protection Act - Security Breach Notification Requirements – Modifications**

Altering the applicability of certain security breach investigation requirements to certain businesses; altering the applicability of certain security breach notification requirements to a certain owner or licensee of computerized data to allow notification to national information security organizations created for information-sharing and analysis of security threats, to alert and avert new or expanded breaches; prohibiting a certain business from charging a certain owner or licensee of computerized data a certain fee; etc.

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### **SB 699**

Finance

Crossfiled Bill: HB 832

Delores G. Kelley et al.

Senate - Returned Passed

#### **Maryland Medical Assistance Program - Home- and Community-Based Waiver Services - Prohibition on Denial**

Prohibiting the Maryland Department of Health from denying an individual access to a home- and community-based services waiver due to a lack of funding for waiver services if the individual is living at home or in the community at a certain time, received certain services, will be or has been terminated from the Maryland Medical Assistance Program due to certain entitlement or enrollment, meets certain eligibility criteria, and certain services received by the individual would qualify for certain funds.

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### **SB 733**

Education, Health, and Environmental Affairs

Crossfiled Bill: HB 924

Craig J. Zucker et al.

Senate - Returned Passed

### **State Board of Physicians - Registered Cardiovascular Invasive Specialists**

Authorizing a licensed physician, under certain circumstances and in accordance with certain regulations, to delegate certain duties to a registered cardiovascular invasive specialist assisting in the physician's performance of a fluoroscopy; establishing that the hospital in which a certain laboratory is located and the physician delegating the acts are responsible for ensuring that certain requirements are met; authorizing the State Board of Physicians to impose a certain civil penalty; etc.

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### **SB 739**

Judicial Proceedings

Crossfiled Bill: HB 1007

Susan C. Lee et al.

Senate - Returned Passed

### **Child Advocacy Centers – Expansion**

Requiring the Governor's Office of Crime Control and Prevention to ensure that every child in the State has access to a child advocacy center; requiring and authorizing child advocacy centers to assist in the response to or investigation of allegations of child abuse and neglect and a crime of violence in the presence of a minor; requiring the Governor's Office of Crime Control and Prevention to contract with a certain nonprofit organization to establish a Maryland Statewide Organization for Child Advocacy Centers ; etc.

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### **SB 751**

Finance

Clarence K. Lam

Senate - Returned Passed

### **Governor's Appointments Office, Appointing Authorities, and the Secretary of Budget and Management - Duties and Reports**

Prohibiting certain appointing authorities from delegating the authority to make the final decision on the appointment or termination of certain employees; requiring the Appointments Office, by December 31, 2019, and each December 31 thereafter, to submit a report to the Joint Committee on Fair Practices and State Personnel Oversight on the Office's activities regarding

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employees under the jurisdiction of an appointing authority; requiring the Office of the Attorney General to provide a certain hotline or e-mail address for certain purposes; etc.

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### **SB 767**

Judicial Proceedings

Crossfiled Bill: HB 1096

William C. Smith Jr.

Senate - Passed Enrolled

### **Criminal Procedure - Sexual Assault Evidence Collection Kits – Analysis**

Requiring that a sexual assault evidence collection kit be submitted to a forensic laboratory for analysis unless a certain requirement is met; requiring that a victim who wishes to remain anonymous and not file a criminal complaint be informed that the victim may initiate a criminal complaint at a future time; requiring a certain law enforcement agency that receives a sexual assault evidence collection kit and all requested associated reference standards to submit the kit for forensic analysis within 30 days of receipt of the kit; etc.

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### **SB 773**

Judicial Proceedings

William C. Smith Jr.

Senate - Returned Passed

### **Health Care Malpractice Qualified Expert – Qualification**

Altering, from 20% to 25%, the percentage of an expert's professional activities that may have been devoted to certain activities that directly involve testimony in personal injury claims during the 12 months immediately before the date when the claim was first filed in order for the expert to qualify to testify in relation to a certain proceeding; establishing that a certain health care provider shall be deemed to have met a certain requirement during the pendency of a claim under certain circumstances; etc.

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### **SB 793**

Budget and Taxation; Judicial Proceedings

Crossfiled Bill: HB 1094

Antonio Hayes

Senate - Passed Enrolled

### **Community Safety and Strengthening Act**

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Requiring certain appropriations for certain Baltimore City youth programs; establishing the Law Enforcement Cadet Apprenticeship Program to provide career opportunities in law enforcement; authorizing the Johns Hopkins University to establish a police department under certain circumstances; prohibiting the police department from acquiring certain aircraft, drones, vehicles, or weapons; requiring University police officers to wear and use body-worn cameras in a certain manner; etc.

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### **SB 802**

Budget and Taxation; Finance

Crossfiled Bill: HB 814

Brian J. Feldman et al.

Senate - Passed Enrolled

### **Maryland Easy Enrollment Health Insurance Program**

Establishing the Maryland Easy Enrollment Health Insurance Program to improve data collection on uninsured individuals and to maximize enrollment of eligible uninsured individuals in affordable insurance programs; requiring the Maryland Health Benefit Exchange to establish a Maryland Easy Enrollment Health Insurance Program Advisory Workgroup; requiring the Comptroller to include a certain checkoff, to indicate whether an individual is interested in obtaining minimum essential health coverage, on certain State income tax forms; etc.

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### **SB 839**

Finance

Crossfiled Bill: HB 994

Jill P. Carter et al.

House - Passed Enrolled

### **Labor and Employment - Criminal Record Screening Practices (Ban the Box)**

Prohibiting employers who employ 15 or more full-time employees from requiring an applicant for employment, before the first in-person interview, to disclose certain information regarding the criminal record of the applicant except under certain circumstances; authorizing the Commissioner of Labor and Industry to conduct an investigation to determine whether the Act has been violated on receipt of a written complaint of an applicant or employee; providing a civil fine of up to \$500 for a violation of the Act; etc.

## 2019 Key Health-Related Legislation

### **SB 868**

Finance

Crossfiled Bill: HB 697

Brian J. Feldman et al.

Senate - Returned Passed

#### **Health Insurance - Consumer Protections and Maryland Health Insurance Coverage Protection Commission**

Requiring the Maryland Health Insurance Coverage Protection Commission to establish a workgroup to carry out the finding and declaration of the General Assembly that it is in the public interest to ensure that the health care protections established by the federal Affordable Care Act (the ACA) continue to protect Maryland residents in light of continued threats to the ACA; requiring the workgroup to monitor certain court cases and the enforcement of the ACA; etc.

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### **SB 901**

Finance

Crossfiled Bill: HB 607

Antonio Hayes et al.

Senate - Returned Passed

#### **Maryland Trauma Fund - State Primary Adult Resource Center - Reimbursement of On-Call and Standby Costs**

Altering the purpose of the Maryland Trauma Physician Services Fund to include subsidizing the documented costs incurred by the State primary adult resource center to maintain certain on-call and standby health care providers; and requiring the Maryland Health Care Commission to develop certain guidelines for the reimbursement of certain costs.

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### **SB 904**

Finance

Crossfiled Bill: HB 1272

Delores G. Kelley et al.

Senate - Returned Passed

#### **Maryland Department of Health - Family Planning Program – Funding**

Prohibiting the Maryland Department of Health from accepting certain funding under Title X of the federal Public Health Service Act if the Title X program excludes family planning providers and does not require family planning providers to provide a broad range of acceptable and effective medically approved family planning methods and services; and requiring the Governor to fund the Family Planning Program with a certain level of State funds under certain circumstances.

## 2019 Key Health-Related Legislation

### **SB 909**

Education, Health, and Environmental Affairs

Crossfiled Bill: HB 364

Brian J. Feldman

Senate - Passed Enrolled

#### **Health Care Practitioners - Medical Examinations on Anesthetized or Unconscious Patients**

Prohibiting health care practitioners and certain students and trainees from performing certain examinations on a patient who is under anesthesia or unconscious unless informed consent has been obtained from the patient, the examination is within the standard of care, the patient is unconscious and the examination is required for diagnostic or treatment purposes, or an emergency exists, it is impractical to obtain the patient's consent, and the examination is required for diagnostic or treatment purposes; etc.

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### **SB 911**

Budget and Taxation

Crossfiled Bill: HB 1116

Pamela Beidle et al.

Senate - Passed Enrolled

#### **Gender Diversity in the Boardroom - Annual Report**

Establishing the intent of the General Assembly to promote gender diversity in corporate management and boardrooms; requiring a certain entity submitting an annual report to the State Department of Assessments and Taxation to include information relating to the number of female members of the board and the total number of members of the board; providing the Act does not apply to a privately held company if at least 75% of the company's shareholders are family members; etc.

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### **SB 940**

Finance

Crossfiled Bill: HB 931

Katherine Klausmeier

Senate - Returned Passed

#### **Health Care Facilities - Certificate of Need – Modifications**

Repealing a provision of law exempting certain offices from certificate of need requirements under certain circumstances; providing that a certificate of need is required before the type or scope of any health care service is changed if the health care

## 2019 Key Health-Related Legislation

service results in a change in operating room capacity in a certain health care facility; repealing a provision of law authorizing a hospital to acquire a freestanding ambulatory surgical facility or a certain office or group practice under certain circumstances; etc.

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### **SB 944**

Finance

Adelaide C. Eckardt

Senate - Returned Passed

### **Behavioral Health Programs - Outpatient Mental Health Centers - Medical Directors**

Requiring that regulations adopted under certain provisions of law regulating behavioral health programs include provisions authorizing a psychiatric nurse practitioner to serve as a medical director of a certain outpatient mental health center, including through telehealth.

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### **SB 946**

Budget and Taxation

Crossfiled Bill: HB 1120

Melony Griffith et al.

House - Passed Enrolled

### **State Prescription Drug Benefits - Retiree Benefits – Revisions**

Authorizing retirees who participate in a certain prescription drug benefit plan to elect to have a spouse or dependent child covered under a certain State plan; requiring the Department of Budget and Management, on or before January 1, 2020, to establish the Maryland State Retiree Prescription Drug Coverage Program that reimburses participants for out-of-pocket costs that exceed certain limits; requiring the Department to establish a Maryland State Retiree Life-Sustaining Prescription Drug Assistance Program; etc.

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### **SB 958**

Education, Health, and Environmental Affairs

Crossfiled Bill: HB 1104

J. B. Jennings

Senate - Returned Passed

### **State Board of Professional Counselors and Therapists - Licensure, Disciplinary Action, Criminal History Records Checks, and Trainee Status – Revisions**



## 2019 Key Health-Related Legislation

Authorizing the State Board of Professional Counselors and Therapists to take action against a clinical professional counselor only if the Board discusses the proposed action with a Board member who is a licensed clinical professional counselor and who votes, either in the affirmative or negative, on the proposed action; repealing the requirement that the credit hours or educational requirements completed by certain applicants to be licensed by the Board be accredited by the American Art Therapy Association; etc.

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### **SB 970**

Budget and Taxation

Crossfiled Bill: HB 506

Douglas J. J. Peters

Senate - Returned Passed

### **Maryland Department of Health - Special Supplemental Nutrition Program for Women, Infants, and Children - Reports**

Requiring the Maryland Department of Health to report certain information regarding the Special Supplemental Nutrition Program for Women, Infants, and Children to certain committees of the General Assembly by December 1, 2019, and each year thereafter; and requiring the Department, in producing the report, to consult with the Maryland Alliance for the Poor, local health departments, MedChi, the Maryland Chapter of the American Academy of Pediatrics, the Mid-Atlantic Association of Community Health Centers, and other stakeholders.

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### **SB 1010**

Finance

Stephen S. Hershey Jr.

Senate - Returned Passed

### **Maryland Health Care Commission - Assessment of Services at the University of Maryland Shore Medical Center in Chestertown**

Requiring the Maryland Health Care Commission, in conjunction with the Office of Health Care Quality, to conduct an assessment of the services provided at the University of Maryland Shore Medical Center in Chestertown, comparing the services currently provided to the services provided in fiscal 2015 and to identify whether, on or after July 1, 2015, any services from the University of Maryland Shore Medical Center in Chestertown were reduced or were transferred to the University of Maryland Shore Medical Center in Easton; etc.

## 2019 Key Health-Related Legislation

### **SB 1030**

Budget and Taxation; Education, Health, and  
Environmental Affairs

Crossfiled Bill: HB 1413

President et al.

Senate - Passed Enrolled

### **The Blueprint for Maryland's Future**

Establishing principles of The Blueprint for Maryland's Future that are intended to transform Maryland's early childhood, primary, and secondary education system to the levels of the highest-performing systems; establishing a Concentration of Poverty School Grant Program to provide grants to schools with high concentrations of students eligible for free or reduced price meals; establishing the Teacher Collaborative Grant Program; establishing the Maryland Office of the Inspector General for Education; etc.

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### **HB 22**

Economic Matters

Charles E. Sydnor III

House - Returned Passed

### **Occupational Licenses or Certificates - Application Determinations - Use of Criminal History**

Prohibiting certain departments that issue occupational licenses or certificates from denying an application for a license or certificate based solely on an applicant's criminal history if a period of 7 years or more has passed since the applicant's conviction for any crime and the applicant has not been charged with another crime other than a minor traffic violation; etc.

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### **HB 25**

Health and Government Operations

Crossfiled Bill: SB 195

Erek L. Barron et al.

House - Passed Enrolled

### **Public Health - Prescription Drug Monitoring Program – Revisions**

Requiring, instead of authorizing, the Prescription Drug Monitoring Program to review prescription monitoring data for indications of a possible misuse or abuse of a monitored prescription drug; requiring the Program to report the possible misuse or abuse to the prescriber or dispenser of the monitored prescription drug and to provide certain education to the prescriber or dispenser; authorizing the Program to provide prescription monitoring data to the Office of Controlled Substances Administration for further investigation; etc.

## 2019 Key Health-Related Legislation

### **HB 47**

Health and Government Operations

Crossfiled Bill: SB 404

Bonnie Cullison et al.

House - Returned Passed

### **State Department of Education and Maryland Department of Health - Maryland School-Based Health Center Standards – Revision**

Requiring the State Department of Education and the Maryland Department of Health to revise no later than August 1, 2019, the Maryland School-Based Health Center Standards to repeal the requirements that a school-based health center have a medical director who is a physician and have a physician consultant who is available to discuss clinical issues as needed and to authorize a licensed physician or nurse practitioner to serve as a clinical director or clinical consultant of a school-based health center.

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### **HB 82**

Environment and Transportation

Crossfiled Bill: SB 116

Lorig Charkoudian et al.

House - Returned Passed

### **Transportation - Complete Streets - Access to Healthy Food and Necessities**

Expanding the definition of "complete streets design features" under the Complete Streets Program by adding access to retail stores that provide health food and other necessities, especially in food deserts, as a design feature of the complete streets policy and as a goal of the Program; and providing the Act may not be construed to require the Maryland Department of Transportation to provide staff or operating expenses for the administration of the Complete Streets Program until money is appropriated in the State budget for the Program.

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### **HB 84**

Appropriations

Crossfiled Bill: SB 483

Lorig Charkoudian et al.

House - Passed Enrolled

### **Maryland Farms and Families Fund - Purpose, Use, Funding, and Grant Qualifications - Alterations**

Expanding the purpose and use of the Maryland Farms and Families Fund to include grants to nonprofit farmers markets and local nonprofit organizations; authorizing the Department of Agriculture, when awarding grants, to consider a nonprofit organization's record of providing services in food deserts; requiring the Governor to include in the annual budget bill a \$100,000 appropriation to the Fund which is in addition to, and may not supplant, any funding appropriated to a certain division in the Department; etc.

## 2019 Key Health-Related Legislation

**HB 100** Appropriations Crossfiled Bill: SB 125

The Speaker Senate - Passed Enrolled

### **Budget Bill (Fiscal Year 2020)**

Making the proposed appropriations contained in the State Budget for the fiscal year ending June 30, 2020, in accordance with Article III, Section 52 of the Maryland Constitution; etc.

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**HB 101** Appropriations Crossfiled Bill: SB 126

The Speaker Enacted under Article II, Section 17(b) of the Maryland Constitution - Chapter 14

### **Creation of a State Debt - Maryland Consolidated Capital Bond Loan of 2019, and the Maryland Consolidated Capital Bond Loans of 2009, 2011, 2012, 2013, 2014, 2015, 2016, 2017, and 2018**

Authorizing the creation of a State Debt in the amount of One Billion, Ninety-Two Million, One Hundred Ninety-Four Thousand Dollars (\$1,092,194,000), the proceeds to be used for certain necessary building, construction, demolition, planning, renovation, conversion, replacement, and capital equipment purchases of the State, for acquiring certain real estate in connection therewith, and for grants to certain subdivisions and other organizations for certain development and improvement purposes; etc.

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**HB 109** Economic Matters; Environment and Transportation Crossfiled Bill: SB 285

Brooke E. Lierman et al. House - Passed Enrolled

### **Environment - Expanded Polystyrene Food Service Products – Prohibitions**

Prohibiting a person from selling in the State an expanded polystyrene food service product on or after July 1, 2020; prohibiting food service businesses or schools from selling or providing food or beverages in expanded polystyrene food service products on or after July 1, 2020; confirming the authority of local government entities to establish standards that are at least as stringent as those in the Act; requiring the Department of the Environment to conduct a public education and outreach antilittering campaign;

# 2019 Key Health-Related Legislation

## **HB 116**

Health and Government Operations; Judiciary

Crossfiled Bill: SB 846

Erek L. Barron et al.

House - Passed Enrolled

### **Public Health - Correctional Services - Opioid Use Disorder Examinations and Treatment**

Requiring local correctional facilities to conduct an assessment of the mental health and substance use status of each inmate using evidence-based screenings and assessments to determine whether opioid treatment or medication-assisted treatment for opioid addiction is appropriate; requiring each local correctional facility to make available at least one formulation of each FDA-approved full opioid agonist, partial opioid agonist, and long-acting opioid antagonist used for the treatment of opioid use disorders; etc.

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## **HB 127**

Health and Government Operations

Crossfiled Bill: SB 36

Ariana B. Kelly et al.

House - Returned Passed

### **Health Insurance - Health Benefit Plans - Special Enrollment Period for Pregnancy**

Requiring certain health benefit plans and certain carriers to provide a special enrollment period during which individuals who become pregnant may enroll in a health benefit plan; establishing a 90-day duration for the special enrollment period beginning on the date a pregnancy is confirmed by a health care practitioner; establishing certain effective dates of coverage; requiring the Maryland Health Benefit Exchange to report to certain legislative committees on the use of the special enrollment period by January 1, 2022; etc.

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## **HB 145**

Health and Government Operations

Crossfiled Bill: SB 301

Karen Lewis Young et al.

House - Passed Enrolled

### **Hospitals - Patient's Bill of Rights**

Requiring each administrator of a hospital to provide patients with a certain patient's bill of rights; requiring each administrator of a hospital to provide certain patients with an interpreter, a translator, or other accommodation to provide assistance to patients;

## 2019 Key Health-Related Legislation

requiring each administrator of a hospital to conspicuously post the patient's bill of rights on the hospital's website and in areas of the hospital accessible to patients and visitors; requiring the Department of Health to submit a certain report by January 1, 2021;

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### **HB 155**

Appropriations

Crossfiled Bill: SB 164

The Speaker et al.

House - Returned Passed

### **Maryland Department of Health - Capital and Grant Programs - State Grants**

Increasing the caps on the percentages of certain costs for the construction, acquisition, renovation, and equipping of community mental health facilities, addiction facilities, and developmental disabilities facilities for which State grants can be provided under the Community Mental Health, Addiction, and Developmental Disabilities Capital Program; increasing the caps on the percentages of certain costs for certain projects that may be covered by State grants under the Federally Qualified Health Centers Grant Program; etc.

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### **HB 162**

Economic Matters

Chair, Economic Matters  
Committee

House - Returned Passed

### **Medical Professional Liability Insurance Policies - Mandated Deductible Levels - Limitation**

Limiting the requirement that insurers that issue or deliver medical professional liability insurance policies in the State offer, in addition to the basic policy, additional policies with certain deductibles to insurers that issue or deliver a policy with an annual premium of \$5,000 or more.

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### **HB 225**

Environment and Transportation

Prince George's County  
Delegation

House - Passed Enrolled

## 2019 Key Health-Related Legislation

### **Prince George's County - School Facilities and Public Safety Surcharges - Maryland Transit Administration Station PG 415-19**

Altering the exemptions from the Prince George's County school facilities surcharge to include mixed retirement development or elderly housing and certain multi-family housing located within one-quarter mile of a Metro Station or a Purple Line station; and repealing certain exemptions related to certain single-family dwelling units and certain multi-family housing.

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#### **HB 228**

Health and Government Operations

Crossfiled Bill: SB 134

Bonnie Cullison

House - Returned Passed

### **State Board of Nursing - Criminal History Records Checks - Revised Statement**

Requiring the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services to provide a revised printed statement of an individual's State criminal history record to the Board if the criminal history record information is reported to the Central Repository after the date of the initial criminal history records check; etc.

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#### **HB 251**

Health and Government Operations

Crossfiled Bill: SB 279

Terri L. Hill et al.

House - Returned Passed

### **Department of Aging - Grants for Aging-in-Place Programs (Nonprofits for our Aging Neighbors Act - "NANA")**

Authorizing the Department of Aging to make grants to certain nonprofit organizations and area agencies on aging to expand and establish certain aging-in-place programs for seniors; requiring the Department to publicize the availability of the grants at least 6 weeks before the applications are due; establishing a requirement for an equal match for certain funds; requiring the Department to notify an area agency on aging within 2 weeks after a grant award is made to a nonprofit located within the agency's jurisdiction; etc.

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#### **HB 258**

Health and Government Operations

Crossfiled Bill: SB 239

Joseline A. Pena-Melnyk et al.

House - Returned Passed

# 2019 Key Health-Related Legislation

## Health Insurance - Individual Market Stabilization - Provider Fee

Clarifying that certain provisions of law apply to managed care organizations; requiring a managed care organization to pay a certain fee in certain calendar years; altering the purpose of provisions of law requiring that certain entities be subject to a certain assessment on certain amounts; requiring that certain entities be subject to certain assessments in certain calendar years; clarifying that certain assessments are for insurance products subject to certain provisions of federal law and may be subject to a State assessment; etc.

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### HB 332

Health and Government Operations

Crossfiled Bill: SB 158

Mike McKay et al.

House - Passed Enrolled

## Maryland Department of Health - Community Dental Clinics Grant Program

Establishing the Community Dental Clinics Grant Program; authorizing the Board of Public Works, on the recommendation of the Secretary of Health, to make grants under the Program to counties, municipal corporations, and nonprofit organizations for the purpose of supporting the provision of dental services by community dental clinics; requiring the Governor to include funding in the State capital budget for the Program beginning in fiscal year 2021 and each fiscal year thereafter; etc.

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### HB 338

Appropriations

Crossfiled Bill: SB 218

Pam Queen et al.

House - Returned Passed

## Human Services - Food Supplements (Summer SNAP for Children Act)

Renaming the food stamp program to be the food supplement program; requiring the State to provide matching funds to counties for a supplement for each child in a household that receives federally funded benefits under the food supplement program; providing for each eligible child a combined State and county supplement of \$30 per month in June, July, and August, and \$10 in December; requiring a county to submit a certain application by December 1 to receive certain funding; specifying the required State and local shares of funding; etc.



## 2019 Key Health-Related Legislation

### **HB 364**

Health and Government Operations

Crossfiled Bill: SB 909

Heather Bagnall et al.

House - Passed Enrolled

### **Health Care Practitioners - Medical Examinations on Anesthetized or Unconscious Patients**

Prohibiting health care practitioners and certain students and trainees from performing certain examinations on a patient who is under anesthesia or unconscious unless informed consent has been obtained from the patient, the examination is within the standard of care, the patient is unconscious and the examination is required for diagnostic or treatment purposes, or an emergency exists, it is impractical to obtain the patient's consent, and the examination is required for diagnostic or treatment purposes; etc.

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### **HB 365**

Health and Government Operations

Crossfiled Bill: SB 17

Heather Bagnall

House - Returned Passed

### **State Grants and Contracts - Reimbursement of Nonprofit Indirect Costs – Application**

Applying a certain provision of law related to the reimbursement of indirect costs incurred by certain nonprofit organizations to certain grants and contracts; providing that a certain provision of law does not require the reimbursement of indirect costs incurred under certain grants and contracts during any fiscal year that began before July 1, 2019; etc.

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### **HB 427**

Health and Government Operations

Crossfiled Bill: SB 403

Erek L. Barron et al.

House - Returned Passed

### **Behavioral Health Administration - Outpatient Civil Commitment Pilot Program - Revisions**

Requiring the Behavioral Health Administration to allow an eligible individual to request enrollment into a certain outpatient civil commitment pilot program; requiring the Administration to allow an immediate family member of an eligible individual to request that the individual be voluntarily enrolled into a certain outpatient civil commitment pilot program; etc.

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## 2019 Key Health-Related Legislation

**HB 435**

Health and Government Operations

Crossfiled Bill: SB 405

Ariana B. Kelly et al.

House - Returned Passed

### **Health Insurance - Prescription Drugs - Formulary Changes**

Requiring certain entities to establish and implement a procedure by which a member may receive a prescription drug or device that has been removed from a certain entity's formulary or a member may continue the same cost sharing requirements under certain circumstances; requiring a certain entity to provide a certain member with notice at least 30 days before a change is implemented; applying the Act to all policies, contracts, and health benefit plans issued, delivered, or renewed in the State on or after January 1, 2020; etc.

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**HB 466**

Health and Government Operations

Crossfiled Bill: SB 342

Ken Kerr et al.

House - Returned Passed

### **Prescription Drug Monitoring Program - Program Evaluation**

Requiring the Prescription Drug Monitoring Program to provide prescription monitoring data to the Office of the Attorney General on issuance of a subpoena to further a bona fide existing investigation; requiring the Program to provide prescription monitoring data to the medical director of a health care facility to give certain health care practitioners access to the prescription monitoring data in connection with the provision of medical care and dispensing of prescription drugs; etc.

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**HB 506**

Appropriations

Crossfiled Bill: SB 970

Geraldine Valentino-Smith et al.

House - Returned Passed

### **Maryland Department of Health - Special Supplemental Nutrition Program for Women, Infants, and Children – Reports**

## 2019 Key Health-Related Legislation

Requiring the Maryland Department of Health to report certain information regarding the Special Supplemental Nutrition Program for Women, Infants, and Children to certain committees of the General Assembly by December 1, 2019, and each year thereafter; and requiring the Department, in producing the report, to consult with the Maryland Alliance for the Poor, local health departments, MedChi, the American Academy of Pediatrics Maryland Chapter, the Mid-Atlantic Association of Community Mental Health Centers, and other stakeholders.

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**HB 520** Appropriations; Health and Government Operations Crossfiled Bill: SB 406

Brooke E. Lierman et al. House - Passed Enrolled

### **Prenatal and Infant Care Coordination - Grant Funding and Task Force**

Requiring the Governor to include \$100,000 in the annual budget beginning in fiscal year 2021 for the Maryland Prenatal and Infant Care Coordination Services Grant Program Fund; establishing the Task Force on Maryland Maternal and Child Health; requiring the Task Force to study and make recommendations, including programs that the Maryland Medical Assistance Program should implement; requiring the Task Force to report its findings and recommendations to the General Assembly on or before November 1, 2019; etc.

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**HB 542** Judiciary Crossfiled Bill: SB 149

Dan Cox et al. House - Returned Passed

### **Task Force to Study Crime Classification and Penalties**

Establishing the Task Force to Study Crime Classification and Penalties; providing for the composition, chair, and staffing of the Task Force; requiring the Task Force to study and make recommendations on certain issues related to the classification of and penalties for criminal and civil violations in the State; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before December 31, 2020; etc.

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**HB 570** Health and Government Operations Crossfiled Bill: SB 178

Sheree Sample-Hughes et al. House - Passed Enrolled

## 2019 Key Health-Related Legislation

### **Outpatient Mental Health Centers - Medical Directors – Telehealth**

Requiring that regulations adopted under certain provisions of law regulating behavioral health programs include provisions authorizing a behavioral health program to satisfy any regulatory requirement that a medical director be onsite through the use of telehealth by the director.

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**HB 583**

Health and Government Operations

Crossfiled Bill: SB 356

Jheanelle K. Wilkins et al.

House - Returned Passed

### **Health - Maternal Mortality Review Program - Recommendations and Reporting Requirement**

Requiring the Maternal Mortality Review Program, in consultation with the Office of Minority Health and Health Disparities, to make recommendations to reduce disparities in the maternal mortality rate including recommendations related to social determinants of health; requiring the Secretary of Health to include in the annual report regarding the Maternal Mortality Review Program a section on racial disparities that compares mortality rates, the number of live births by race and a comparison of leading causes of death by race; etc.

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**HB 589**

Health and Government Operations

Erek L. Barron et al.

House - Returned Passed

### **Maryland Medical Assistance Program and Managed Care Organizations That Use Pharmacy Benefits Managers - Audit and Professional Dispensing Fees**

Requiring the Maryland Medical Assistance Program to enter into a contract with an independent auditor as soon as practicable to conduct an audit of certain pharmacy benefits managers for the purpose of determining the amount of Medicaid funds used to reimburse managed care organization, pharmacy benefits managers, and pharmacies and the dollar amount of funds received by each respective party; requiring the Program to provide the results of the audit to the General Assembly on or before December 1, 2019; etc.

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# 2019 Key Health-Related Legislation

Crossfiled Bill: SB 669

**HB 592** Health and Government Operations

The Speaker et al. House - Passed Enrolled

## **Health Care Facilities - Comprehensive and Extended Care Facilities - Discharges and Transfers**

Altering the basic rights afforded to each resident of a comprehensive care facility and an extended care facility; requiring certain individuals to pursue certain assistance from the medical assistance program in a certain manner; altering the contents of a certain form required to be provided to certain facilities by the Maryland Department of Health; requiring a facility to provide a certain written notice as soon as practicable before discharge or transfer under certain circumstances; etc.

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**HB 599** Health and Government Operations

Crossfiled Bill: SB 631

Ariana B. Kelly et al. House - Returned Passed

## **Health Insurance - Coverage for Mental Health Benefits and Substance Use Disorder Benefits - Treatment Criteria**

Requiring an insurer, nonprofit health service plan, or health maintenance organization to use the most recent treatment criteria developed by the American Society of Addiction Medicine for addictive, substance-related, and co-occurring conditions for all medical necessity and utilization management determinations for substance use disorder benefits; applying the Act to all policies, contracts, and health benefit plans issued, delivered, or renewed in the State on or after January 1, 2020; etc.

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**HB 605** Health and Government Operations

Crossfiled Bill: SB 524

Ariana B. Kelly et al. House - Returned Passed

## **Maryland Medical Assistance Program - Telemedicine - Psychiatric Nurse Practitioners and Psychiatrists**

Requiring the Maryland Department of Health, under certain circumstances, to include psychiatric nurse practitioners who are providing Assertive Community Treatment or mobile treatment services to certain Maryland Medical Assistance Program recipients

## 2019 Key Health-Related Legislation

in the types of providers eligible to receive reimbursement for health care services that are delivered through telemedicine and provided to Program recipients; etc.

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### **HB 606**

Judiciary

Luke Clippinger et al.

House - Passed Enrolled

### **Juvenile Justice Reform Council**

Establishing the Juvenile Justice Reform Council; requiring the Council, using a data-driven approach, to develop a statewide framework of policies to invest in strategies to increase public safety and reduce recidivism of youth offenders; requiring the Council to submit a final report of its findings and recommendations to the Governor and the General Assembly on or before December 31, 2020; etc.

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### **HB 607**

Appropriations

Crossfiled Bill: SB 901

Maggie McIntosh et al.

House - Returned Passed

### **Maryland Trauma Fund - State Primary Adult Resource Center - Reimbursement of On-Call and Standby Costs**

Altering the purpose of the Maryland Trauma Physician Services Fund to include subsidizing the documented costs incurred by the State primary adult resource center to maintain certain on-call and standby health care providers; and requiring the Maryland Health Care Commission to develop certain guidelines for the reimbursement of certain costs.

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### **HB 626**

Health and Government Operations

Susan W. Krebs et al.

Enacted under Article II, Section 17(b) of the Maryland Constitution - Chapter 15

### **Health Care Facilities - Change in Bed Capacity - Certificate of Need Exemption**

Exempting an increase or decrease in bed capacity from the certificate of need requirement if the increase or decrease will occur in a certain intermediate care facility that has a current license issued by the Secretary of Health, an existing general hospice

## 2019 Key Health-Related Legislation

program that has a current license issued by the Secretary, and certain notice is filed with the Maryland Health Care Commission at least 45 days before increasing or decreasing bed capacity; requiring the Commission to review a certain chapter of the State Health Plan; etc.

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**HB 638** Health and Government Operations

Shane E. Pendergrass et al. House - Passed Enrolled

### **State Board of Physicians - Sunset Evaluation and Termination**

Altering the date of the evaluation provision relating to the State Board of Physicians under the Maryland Program Evaluation Act (Sunset Law) from 2021 to 2019; requiring the Office of Legislative Audits to conduct a performance audit of the State Board of Physicians to evaluate whether the board is operating in an economic, efficient, and effective manner; requiring the Office of Legislative Audits to report to the General Assembly on or before January 1, 2020; etc.

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**HB 646** Health and Government Operations

Crossfiled Bill: SB 597

Shane E. Pendergrass et al. House - Returned Passed

### **Maryland Health Care Commission - State Health Plan and Certificate of Need for Hospital Capital Expenditures**

Altering the frequency, from at least once every 5 years to on or before October 1 each year, at which the Maryland Health Care Commission is required to adopt a State health plan; requiring the State health plan to be consistent with the Maryland All Payer Model Contract; requiring the Commission to annually or on petition review each State health plan chapter for potential revision and establish at a public meeting a priority order and timeline of the State health plan chapter review and revision; etc.

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**HB 648** Health and Government Operations

Crossfiled Bill: SB 652

Heather Bagnall et al. House - Returned Passed

### **Interstate Physical Therapy Licensure Compact**

Entering into the Interstate Physical Therapy Licensure Compact; stating that the goal of the Compact is to improve public access to physical therapy services; requiring a state to meet certain requirements to participate in the Compact; requiring a physical

## 2019 Key Health-Related Legislation

therapist to meet certain eligibility requirements to receive certain licensure and exercise a certain privilege; authorizing the State Board of Physical Therapy Examiners to charge a fee for granting a compact privilege; etc.

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### **HB 679**

Appropriations; Rules and Executive Nominations

Crossfiled Bill: SB 872

The Speaker et al.

House - Passed Enrolled

### **Workplace Harassment - Prohibitions, Liability, Enforcement, and Prevention Training**

Prohibiting certain individuals granted special access to the State legislative complex from unlawfully harassing or discriminating against certain individuals; requiring the Department of General Services, if requested by a certain individual, to revoke access granted to a person who violates certain provisions of the Act or a regulated lobbyist who violates a certain provision of law; providing that sexual harassment prevention training may consist of webinar, computer-based, or online training; etc.

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### **HB 680**

Health and Government Operations

Crossfiled Bill: SB 433

Bonnie Cullison et al.

House - Returned Passed

### **State Procurement - State Funded Construction Projects - Payment of Employee Health Care Expenses**

Requiring the Board of Public Works to adopt regulations to require certain bidders, contractors, and subcontractors to pay certain employee health care expenses; requiring the Department of General Services and the Department of Transportation, by regulation, to establish certain procedures to certify that a bidder, contractor, or subcontractor pays certain employee health care expenses; authorizing a procurement officer to void a contract if a certain bidder fails to submit certain records within a reasonable period of time; etc.

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### **HB 697**

Health and Government Operations

Crossfiled Bill: SB 868

Shane E. Pendergrass et al.

House - Returned Passed

### **Health Insurance - Consumer Protections and Maryland Health Insurance Coverage Protection Commission**



## 2019 Key Health-Related Legislation

Requiring the Maryland Health Insurance Coverage Protection Commission to establish a workgroup to carry out the finding and declaration of the General Assembly that it is in the public interest to ensure that the health care protections established by the federal Affordable Care Act continue to protect Maryland residents in light of continued threats to the federal Affordable Care Act; requiring the workgroup to monitor certain court cases and the enforcement of the Act; etc.

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### **HB 734**

Judiciary

Crossfiled Bill: SB 689

Wanika Fisher et al.

House - Returned Passed

### **Criminal Law - Labor Trafficking (Anti-Exploitation Act of 2019)**

Prohibiting a person from knowingly taking, placing, harboring, persuading, inducing, or enticing another to provide services or labor by force, fraud, or coercion; prohibiting a person from knowingly receiving a benefit from the provision of services or labor induced by force, fraud, or coercion; prohibiting a person from knowingly aiding or conspiring with another to commit a violation of the Act; authorizing a State's Attorney or the Attorney General to prosecute a violation of the Act; providing certain penalties;

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### **HB 751**

Health and Government Operations

Terri L. Hill

House - Returned Passed

### **Health Insurance - Prior Authorization – Requirements**

Requiring certain insurers, health service plans, and health maintenance organizations to allow a health care provider to indicate whether a prescription drug is to be used to treat a chronic condition; prohibiting an entity from requesting a reauthorization for a repeat prescription for 1 year or for the standard course of treatment for the chronic condition being treated, whichever is less; requiring a certain entity to maintain a certain database for prior authorizations that are filed electronically; etc.

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### **HB 754**

Health and Government Operations

Nicholaus R. Kipke et al.

House - Returned Passed

### **Health Insurance and Pharmacy Benefits Managers - Cost Pricing and Reimbursement**

## 2019 Key Health-Related Legislation

Providing that certain provisions of the Act apply to pharmacy benefits managers that contract with managed care organizations in the same manner as they apply to pharmacy benefits managers that contract with carriers; prohibiting a certain contract or amendment from becoming effective unless the contract or amendment is filed with the Commissioner for approval or disapproval by a certain time; requiring that each contract between a pharmacy benefits manager and a contracted pharmacy include a certain dispute resolution process; etc.

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**HB 759** Health and Government Operations

Matthew Morgan et al. House - Returned Passed

### **Pharmacy Benefits Managers - Pharmacy Choice**

Prohibiting, except for certain specialty drugs, a pharmacy benefits manager from requiring that a beneficiary use a specific pharmacy or entity to fill a prescription if the pharmacy benefits manager or a corporate affiliate has an ownership interest in the pharmacy or entity or if the pharmacy or entity has an ownership interest in the pharmacy benefits manager or a corporate affiliate.

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**HB 761** Health and Government Operations

Crossfiled Bill: SB 600

Edith J. Patterson et al. House - Returned Passed

### **Health - Sickle Cell Disease - Steering Committee and Services**

Altering the duties of the Statewide Steering Committee on Services for Adults with Sickle Cell Disease to include the provision of certain resources for detecting sickle cell disease and supporting individuals with sickle cell disease; authorizing the Maryland Department of Health to provide certain services relating to sickle cell disease in consultation with the Steering Committee; requiring the Department to provide certain services through community-based organizations to the extent practicable; etc.

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**HB 768** Health and Government Operations

Crossfiled Bill: SB 759

Joseline A. Pena-Melnyk et al. Senate - Passed Enrolled

### **Health - Prescription Drug Affordability Board**

## 2019 Key Health-Related Legislation

Establishing the Prescription Drug Affordability Board as an instrumentality of the State, the purpose of which is to protect State residents and certain stakeholders within the health care system from the high costs of prescription drug products; requiring certain conflicts of interest to be considered when appointing Board members; requiring the Board to identify certain prescription drug products with certain costs; establishing the Prescription Drug Affordability Stakeholder Council to provide stakeholder input to the Board; etc.

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**HB 790** Economic Matters

Pam Queen et al. House - Returned Passed

### **Equal Pay for Equal Work - Enforcement - Civil Penalties (Equal Pay Remedies and Enforcement Act)**

Authorizing the Commissioner of Labor and Industry or a court to require a certain employer to pay a civil penalty equal to 10% of the amount of damages owed by the employer for violating the Equal Pay for Equal Work Law two or more times within a 3-year period; and requiring that a civil penalty be paid to the General Fund of the State to offset the cost of enforcing the Act.

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**HB 795** Economic Matters

Crossfiled Bill: SB 349

Talmadge Branch et al. House - Returned Passed

### **Workers' Compensation - Permanent Partial Disability - Baltimore City Deputy Sheriffs**

Providing for enhanced workers' compensation benefits for a Baltimore City deputy sheriff for a compensable permanent partial disability of less than a certain number of weeks; and providing for the prospective application of the Act.

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**HB 796** Health and Government Operations

Crossfiled Bill: SB 602

Jheanelle K. Wilkins et al. House - Returned Passed

### **Public Health - Maternal Mortality Review Program - Establishment of Local Teams**

Authorizing the establishment of local maternal mortality review teams in each county; requiring the local health officer to convene the local team under certain circumstances; establishing the purpose and duties of the local teams; authorizing the Maryland

## 2019 Key Health-Related Legislation

Department of Health to release certain information at the discretion of the Secretary of Health; requiring the Secretary to provide copies of certain death certificates to the Maternal Mortality Review Program; etc.

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**HB 814** Health and Government Operations Crossfiled Bill: SB 802  
Joseline A. Pena-Melnyk et al. House - Passed Enrolled

### **Maryland Easy Enrollment Health Insurance Program**

Establishing the Maryland Health Insurance Option to establish a State-based reporting system providing information on the health insurance status of State residents through use of the State income tax returns; requiring the Maryland Health Benefit Exchange to establish the Maryland Health Insurance Option Advisory Workgroup to provide ongoing advice on the implementation of the Option; requiring the Exchange and the Maryland Department of Health to determine eligibility for certain insurance affordability programs; etc.

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**HB 827** Judiciary Crossfiled Bill: SB 688  
Brooke E. Lierman et al. House - Returned Passed

### **Child Abuse and Neglect - Sex Trafficking - Services and Investigations (Child Sex Trafficking Screening and Services Act of 2019)**

Requiring a law enforcement officer who suspects that a child that has been detained is a victim of sex trafficking to notify a regional navigator; requiring a local department of social services that receives a report of suspected child abuse or neglect to refer the child to a regional navigator for services; establishing the Safe Harbor Regional Navigator Grant Program to support services for youth victims of sex trafficking; requiring the Governor's Office of Crime Control and Prevention to provide funding by October 1, 2019; etc.

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# 2019 Key Health-Related Legislation

**HB 829** Health and Government Operations

Jefferson L. Ghrist et al. House - Returned Passed

## **Health Insurance - Provider Panels - Graduate Providers**

Prohibiting a carrier from rejecting a provider who provides community-based health services for an accredited program solely because the provider is a licensed graduate social worker, licensed master social worker, licensed graduate alcohol and drug counselor, licensed graduate marriage and family therapist, licensed graduate professional art therapist, or licensed graduate professional counselor.

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**HB 844** Ways and Means

Teresa E. Reilly et al. House - Returned Passed

## **Public Schools - School Psychologists – Reports**

Requiring each local school system in the State to submit an interim report on the ratio of students to psychologists in each school, strategies to increase the number of psychologists, policies to decrease wait times, and strategies to increase retention of qualified psychologists to the State Board of Education, the Governor, and certain legislative committees by July 1, 2020; requiring each local school system in the State to submit a final report on school psychologists to the State Board of by December 1, 2020; etc.

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**HB 871** Judiciary

Crossfiled Bill: SB 690

Jesse T. Pippy et al. House - Passed Enrolled

## **Criminal Law - Human Trafficking and Prostitution Offenses**

Altering the elements of the prohibitions against human trafficking and renaming them sex trafficking; prohibiting a person from knowingly taking another for prostitution by use of or intent to use force, threat, coercion, or fraud; prohibiting a person from knowingly engaging in certain conduct with the intent to compel another to marry any person under certain circumstances; classifying the offense of human trafficking as a crime of violence under certain provisions of law; etc.

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## 2019 Key Health-Related Legislation

### **HB 923**

Environment and Transportation

Crossfiled Bill: SB 642

Dana Stein et al.

House - Passed Enrolled

#### **Task Force to Study Transportation Access**

Establishing the Task Force to Study Transportation Access; providing for the composition, chair, and staffing of the Task Force; requiring the Task Force to study transportation services and policies and make recommendations on optimizing the use and coordination of existing transportation systems and services, and on the need for additional resources, planning, or systems to address current or projected needs; requiring the Task force to make a final report of its findings to the Governor and the General Assembly by December 1, 2021; etc.

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### **HB 924**

Health and Government Operations

Crossfiled Bill: SB 733

Bonnie Cullison et al.

House - Returned Passed

#### **State Board of Physicians - Registered Cardiovascular Invasive Specialists**

Authorizing a licensed physician, under certain circumstances and in accordance with certain regulations, to delegate certain duties to a registered cardiovascular invasive specialist assisting in the physician's performance of a fluoroscopy; establishing that the hospital in which a certain laboratory is located and the physician delegating the acts are responsible for ensuring that certain requirements are met; authorizing the State Board of Physicians to impose a certain civil penalty of up to \$5,000; etc.

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### **HB 931**

Health and Government Operations

Crossfiled Bill: SB 940

Nicholaus R. Kipke

House - Returned Passed

#### **Health Care Facilities - Certificate of Need – Modifications**

Repealing a provision of law exempting certain offices from certificate of need requirements under certain circumstances; providing that a certificate of need is required before the type or scope of any health care service is changed if the health care service results in a change in operating room capacity in a certain health care facility; repealing a provision of law authorizing a hospital to acquire a freestanding ambulatory surgical facility or a certain office or group practice under certain circumstances; etc.

# 2019 Key Health-Related Legislation

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## **HB 968**

Judiciary

Crossfiled Bill: SB 672

Wanika Fisher et al.

House - Returned Passed

### **Criminal Injuries Compensation Board - Compensation to Claimants**

Altering the maximum amounts of certain compensation awardable by the Criminal Injuries Compensation Board; authorizing the Board to negotiate a settlement with a person that has provided certain funeral or death-related services; altering the time within which a claimant is required to file a claim for compensation from the Board; authorizing a claimant to file a claim with the Board electronically in a certain manner; prohibiting certain persons from engaging in certain debt collection activities under certain circumstances; etc.

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## **HB 994**

Economic Matters

Crossfiled Bill: SB 839

Nick Mosby et al.

Senate - Passed Enrolled

### **Labor and Employment - Criminal Record Screening Practices (Ban the Box)**

Prohibiting certain employers from including on paper or electronic application forms a question or other request for information regarding whether the applicant for employment has a criminal record or has had criminal accusations brought against the applicant; requiring the Commissioner of Labor and Industry, if the Commissioner determines that an employer has violated certain provisions, to issue an order compelling compliance and, for subsequent violations, may assess a civil penalty up to \$300; etc.

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## **HB 1007**

Appropriations

Crossfiled Bill: SB 739

Emily Shetty et al.

House - Passed Enrolled

### **Child Advocacy Centers – Expansion**

Requiring the Governor's Office of Crime Control and Prevention to ensure that every child in the State has access to a child advocacy center; requiring the Governor's Office of Crime Control and Prevention to contract with an organization that meets

## 2019 Key Health-Related Legislation

certain requirements to establish a Maryland Statewide Organization for Child Advocacy Centers; requiring the Governor to include in the annual budget \$300,000 for child advocacy centers; requiring the money for child advocacy centers to be distributed in a certain manner; etc.

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### **HB 1096**

Judiciary

Crossfiled Bill: SB 767

Shelly Hettleman et al.

House - Passed Enrolled

### **Criminal Procedure - Sexual Assault Evidence Collection Kits – Analysis**

Requiring that a sexual assault evidence collection kit be submitted to a forensic laboratory for analysis unless a certain requirement is met; requiring that a victim who wishes to remain anonymous and not file a criminal complaint be informed that the victim may initiate a criminal complaint at a future time; requiring a certain law enforcement agency that receives a sexual assault evidence collection kit and all requested associated reference standards to submit the kit for forensic analysis within 30 days of receipt of the kit; etc.

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### **HB 1098**

Health and Government Operations

Nicholaus R. Kipke

House - Returned Passed

### **Health Insurance - Maryland Health Benefit Exchange - Small Business Tax Credit Subsidy**

Altering the contents of the Maryland Health Benefit Exchange Fund; authorizing the Maryland Health Benefit Exchange, in consultation with the Maryland Insurance Commissioner and as approved by the Board of Trustees of the Exchange, to submit a waiver under certain provisions of federal law as to allow the State to administer certain tax credit assistance to small businesses; and requiring the Exchange to determine whether the State needs a waiver to distribute certain tax credit assistance on a monthly basis to certain eligible employers.

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### **HB 1104**

Health and Government Operations

Crossfiled Bill: SB 958

Sheree Sample-Hughes et al.

House - Returned Passed



## 2019 Key Health-Related Legislation

### **State Board of Professional Counselors and Therapists - Licensure, Disciplinary Action, Criminal History Records Checks, and Trainee Status – Revisions**

Authorizing the State Board of Professional Counselors and Therapists to take action against a clinical professional counselor only if the Board discusses the proposed action with a Board member who is a licensed clinical professional counselor and who votes, either in the affirmative or negative, on the proposed action; repealing the requirement that the credit hours or educational requirements completed by certain applicants to be licensed by the Board be accredited by the American Art Therapy Association; etc.

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#### **HB 1116**

Ways and Means

Crossfiled Bill: SB 911

Shelly Hettleman et al.

House - Passed Enrolled

### **Gender Diversity in the Boardroom - Annual Report**

Establishing the intent of the General Assembly to promote gender diversity in corporate management and boardrooms; requiring a certain entity submitting an annual report to the State Department of Assessments and Taxations to include information relating to the number of female members of the board and the total number of members of the board; providing the Act does not apply to a privately held company if at least 75% of the company's shareholders are family members; etc.

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#### **HB 1122**

Health and Government Operations

Kevin B. Hornberger et al.

House - Passed Enrolled

### **Behavioral Health Programs - Outpatient Mental Health Centers - Medical Directors**

Requiring that regulations adopted under certain provisions of law regulating behavioral health programs include provisions authorizing a psychiatric nurse practitioner to serve as a medical director of a certain outpatient mental health center, including through telehealth.

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## 2019 Key Health-Related Legislation

### **HB 1136**

Ways and Means

Jesse T. Pippy et al.

House - Returned Passed

### **Task Force to Study the Frederick County Public School System's Elementary School Social-Emotional Learning Pilot Program**

Establishing the Task Force to Study the Frederick County Public School System's Elementary School Social-Emotional Learning Pilot Program to study the implementation of the program in the County's elementary schools and make recommendations on actions necessary to expand the program to middle schools and high schools; requiring the Task Force to report its findings and recommendations on creating a comprehensive program to the Frederick County Public School Superintendent and Board of Education by December 31, 2019; etc.

### **HB 1154**

Economic Matters

Crossfiled Bill: SB 693

Seth A. Howard et al.

House - Returned Passed

### **Maryland Personal Information Protection Act - Security Breach Notification Requirements - Modifications**

Altering the applicability of certain security breach investigation requirements to certain businesses; altering the applicability of certain security breach notification requirements to a certain owner or licensee of computerized data to allow notification to national information security organizations created for information-sharing and analysis of security threats, to alert and avert new or expanded breaches; prohibiting a certain business from charging a certain owner or licensee of computerized data a certain fee; etc.

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### **HB 1167**

Economic Matters

Keith E. Haynes et al.

House - Returned Passed

### **Labor and Employment - Apprenticeship Career Training Pilot Program for Formerly Incarcerated Individuals – Establishment**

Establishing the Apprenticeship Career Training Pilot Program for Formerly Incarcerated Individuals; establishing the purpose and method for administering the Program; requiring the Department of Labor, Licensing, and Regulation to administer the Program;

## 2019 Key Health-Related Legislation

establishing certain standards under which certain employers may be eligible to receive certain grants; requiring the Department to adopt certain regulations; etc.

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**HB 1169** Economic Matters; Health and Government Operations Crossfiled Bill: SB 895  
Davis, D.E. et al. House - Passed Enrolled

### **Business Regulation - Tobacco Products and Electronic Smoking Devices - Revisions**

Requiring certain licensees to post a certain sign in a certain location; altering the minimum age, from 18 to 21, for an individual to purchase or be sold tobacco products; exempting certain individuals from a certain minimum age requirement for an individual to purchase or be sold tobacco products; authorizing the Maryland Department of Health to conduct inspections of licensed retailers; authorizing the Department to use certain individuals under the age of 21 years to assist in conducting a certain inspection; etc.

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**HB 1183** Health and Government Operations Crossfiled Bill: SB 251  
Terri L. Hill et al. House - Returned Passed

### **Public Health - Treatment for the Prevention of HIV - Consent by Minors**

Providing that a minor has the same capacity as an adult to consent to treatment for the prevention of human immunodeficiency virus (HIV).

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**HB 1198** Judiciary  
Dan Cox House - Passed Enrolled

### **Human Trafficking - Required Posting**

Requiring a clerk of the court to prominently post the National Human Trafficking Resource Center Hotline information sign in public information areas of each courthouse; and requiring certain departments and independent units of the Executive Branch of

## 2019 Key Health-Related Legislation

State government to prominently post a certain sign with information on the National Human Trafficking Resource Center Hotline in certain locations.

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**HB 1249** Health and Government Operations; Judiciary Crossfiled Bill: SB 657  
Kirill Reznik et al. House - Returned Passed

### **Pilot Program - Alleged Rape, Sexual Offense, or Child Sexual Abuse - HIV Postexposure Prophylaxis**

Establishing the Pilot Program for Preventing HIV Infection for Rape Victims to be administered by the Governor's Office of Crime Control and Prevention and to provide a victim of an alleged rape or sexual offense or a victim of alleged child sexual abuse treatment and follow-up care for postexposure prophylaxis for the prevention of HIV infection; providing that payments made to certain health care providers from the Criminal Injuries Compensation Board may not exceed a total of \$750,000 annually; etc.

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**HB 1266** Appropriations; Environment and Transportation Crossfiled Bill: SB 754  
Alonzo T. Washington et al. House - Passed Enrolled

### **National Capital Strategic Economic Development Program - Established**

Establishing the National Capital Strategic Economic Development Program to provide strategic investment in local housing and businesses to encourage sustainable communities and to focus on areas where modest investment will have an appreciable neighborhood revitalization effect; establishing the type of project eligible to receive funds; authorizing certain government agencies, including housing authorities, and certain community development organizations to apply to receive Program funds; etc.

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**HB 1268** Appropriations Crossfiled Bill: SB 569  
Shelly Hettleman et al. House - Returned Passed

### **Public Safety - Rape Kit Testing Grant Fund - Established**

Establishing the Rape Kit Testing Grant Fund to provide law enforcement agencies with funding to pay for testing of sexual assault evidence collection kits by forensic laboratories; requiring the Executive Director of the Governor's Office of Crime Control and

## 2019 Key Health-Related Legislation

Prevention to administer the Fund and to establish and publish procedures for the distribution of funding; limiting the use of funds to the equipment, supplies, personnel, and outsourcing necessary for the testing of sexual assault evidence collection kits; etc.

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**HB 1272** Health and Government Operations Crossfiled Bill: SB 904  
Shane E. Pendergrass et al. House - Passed Enrolled

### **Maryland Department of Health - Family Planning Program - Funding**

Prohibiting the Maryland Department of Health from accepting any federal funding under Title X of the Federal Public Health Service Act if the Title X program excludes family planning providers and does not require certain providers to provide a broad range of acceptable and effective medically approved family planning methods and services; requiring the Governor to fund the Family Planning Program at the same level of State funds as the preceding fiscal year if the Department does not accept Title X program funds; etc.

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**HB 1274** Appropriations; Health and Government Operations  
Samuel I. Rosenberg et al. House - Returned Passed

### **Opioid Restitution Fund**

Establishing the Opioid Restitution Fund as a special, nonlapsing fund which consists of all revenue received by the State from any source resulting, directly or indirectly, from any judgement against or settlement with, opioid manufacturers, opioid research associations or any other person related to the opioid industry; specifying the purpose of the Fund; requiring the State Treasurer to hold the Fund, and the Comptroller to account for the Fund; requiring interest earnings of the Fund to be credited to the Fund; etc.

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**HB 1346** Appropriations  
Keith E. Haynes et al. House - Passed Enrolled

# 2019 Key Health-Related Legislation

## Public Safety - Student Peer Mediation Program Fund - Establishment

Establishing the Student Peer Mediation Program Fund to provide grant assistance to schools and community-based organizations in Baltimore City to establish student peer mediation programs to reduce juvenile violence; requiring the Executive Director of the Governor's Office of Crime Control and Prevention to administer the Fund; requiring the Governor to appropriate at least \$100,000 for the Fund annually; requiring the Executive Director to establish grant application procedures for schools and community-based organizations; etc.

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### HB 1349

Ways and Means

Edith J. Patterson et al.

House - Returned Passed

## Public Schools - Students With Sickle Cell Disease - Revisions

Extending to August 1, 2019, the date by which the Department of Education and the Maryland Department of Health are required to develop guidelines for public schools regarding health care services to students with sickle cell disease; extending the date to September 1, 2019, for the departments to provide certain technical assistance to schools and develop a process to monitor implementation of guidelines for public schools regarding the administration of health care services to students with sickle cell disease; etc.

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### HB 1384

Health and Government Operations

Crossfiled Bill: SB 677

Harry Bhandari et al.

House - Returned Passed

## Deaf or Hard of Hearing Individuals - Support for Parents

Renaming the Hearing Aid Loan Bank Program in the State Department of Education to be the Hearing Aid and Language and Communication Video Loan Bank Program; requiring the Loan Bank to lend language and communication videos and certain downloadable resources to the parents or legal guardians of deaf or hard of hearing children; exempting the parent or legal guardian of a deaf or hard of hearing child from paying tuition for certain courses at a public institution of higher education; etc.

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### HB 1388

Health and Government Operations

Crossfiled Bill: SB 415

## 2019 Key Health-Related Legislation

Charlotte Crutchfield et al. House - Returned Passed

### **Long-Term Care Insurance - Annual Notice**

Requiring certain carriers to provide each insured under a policy or contract of long-term care insurance in the State an annual notice, in writing or electronically, containing the insured's policy form number and the carrier's customer service telephone number.

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### **HB 1407**

Appropriations

Crossfiled Bill: SB 1040

Chair, Appropriations  
Committee

Enacted under Article II, Section 17(b) of the Maryland  
Constitution - Chapter 16

### **Budget Reconciliation and Financing Act of 2019**

Authorizing, altering, or requiring the distribution of certain revenue; specifying that the requirement to waive a certain fee for the filing of certain documents by certain business entities shall begin in fiscal year 2022; altering the cap for fiscal year 2020 from 0.5% to 0.225% on a certain adjustment to a revenue estimate relating to nonwithholding income tax revenues; requiring the budget books to include supporting data and the results of certain calculations used to calculate certain State education aid; etc.

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### **HB 1420**

Health and Government Operations

Chair, Health and Government  
Operations Committee House - Returned Passed

### **Maryland Department of Health - Services for Individuals With Developmental Disabilities - Fee-for-Service Payment Pilot Program**

Requiring the Maryland Department of Health to establish a fee-for-service payment pilot program; authorizing providers that provide waiver program services to certain eligible individuals with a developmental disability to participate in the pilot program; requiring the Department to determine, establish, and publish certain rates for the waiver program services in a certain manner; requiring certain providers to submit a claim for payment for certain services on a form the Department requires ; etc.

## 2019 Key Health-Related Legislation

**HB 1421** Health and Government Operations

Chair, Health and Government Operations Committee House - Returned Passed

### **Maryland Health Benefit Exchange - Functions and Outreach**

Requiring the Maryland Health Benefit Exchange to conduct outreach and education activities to increase health literacy and to educate consumers about the Exchange and insurance affordability programs; and requiring the Exchange to perform certain functions for Maryland Medical Assistance programs, as requested by the Maryland Department of Health and approved by the Board of Trustees for the Exchange, for the efficient administration of Maryland Medical Assistance programs.

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**HB 1428** Health and Government Operations

The Speaker et al. House - Passed Enrolled

### **University of Maryland Medical System Corporation - Board of Directors, Ethics, and Audits**

Requiring, on or before May 31, 2019, the Board of Directors of the University of Maryland Medical System Corporation to adopt a certain conflict of interest policy; requiring the Board to ensure that the Medical System Corporation continues to be a private, nonprofit, nonstock corporation that is independent of any State agency; altering the composition of the Board; prohibiting a member of the Board from intentionally using the prestige of office for private gain or that of another; requiring certain disclosure statements; etc.

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