



MSBA Bill Report 3A - Health Law

(2024.01.30)

January 30, 2024

MD - HB712 Public Information Act - Denials - Confidential Information

Last Action: Text - First - Public Information Act - Denials - Confidential Information (January 26, 2024)

Primary Sponsor: Delegate Samuel I. Rosenberg (D)

Committee: Health and Government Operations (House)

Scheduled Hearing:

Health and Government Operations (House)

Date: February 13, 2024

Time: 1:00pm (EST)

Location: House Office Building, Room 240, Annapolis, MD

Summary:

Establishing that a custodian is required to deny inspection of certain confidential information only if the disclosure is likely to result in substantial competitive harm to the person from which the information was obtained; and establishing that a custodian may deny inspection of certain confidential information only if the disclosure is likely to result in substantial competitive harm to the entity that owns the information.

Statutes Amended:

4-335,

4-348 Article - General Provisions

MD - HB722 HealthMinorsGender and Sex Transition Procedures

Last Action: Text - First - HealthMinorsGender and Sex Transition Procedures (January 26, 2024)

Primary Sponsor: Delegate Lauren Arian (R)

Committee: Health and Government Operations (House)

Summary:

Prohibiting a health care provider from knowingly engaging in or causing certain medical or surgical procedures to be performed on a minor without the consent of the parent, guardian, or custodian of the minor if performed for the purpose of attempting to alter the appearance of, or affirm the minor's perception of, the minor's gender or sex and the appearance or perception is inconsistent with the minor's sex; establishing certain penalties for a violation of the Act.

Statutes Amended:

20-107 Article - Health - General

MD - SB590 Human Relations - Discrimination - Protected Characteristics (Equal Opportunity for All Marylanders Act)

Last Action: Text - First - Human Relations - Discrimination - Protected Characteristics (Equal Opportunity for All Marylanders Act) (January 26, 2024)

Primary Sponsor: Senator Clarence K. Lam (D)

Committees:

Finance (Senate)

Judicial Proceedings (Senate)

Summary:

Altering certain provisions of law prohibiting discrimination based on certain protected characteristics to include prohibitions on discrimination based on sexual orientation, gender identity, race, religious beliefs, marital status, and disability.

Statutes Amended:

10-304,

10-305,

2-207,

3-209 Article - Criminal Law

11-102,

12-113,

12-305,

12-503,

12-603,

12-702,

12-704 Article - Commercial Law

13-219,

19-101,

19-102,

19-103,

19-114,

19-115 Article - State Finance and Procurement

14-5F-10,

19-311 Article - Health Occupations

15-112,

27-910 Article - Insurance

16-204,

16-304 Article - Land Use

16-305 Article - Housing and Community Development

18-204,

7-507 Article - Public Utilities

19-408,

19-710,

19-725 Article - Health - General

23-605,

23-806,

6-104,

7-128 Article - Education

3-304,

3-307 Article - Labor and Employment

5-106,

8-102 Article - Courts and Judicial Proceedings

8-214 Article - Tax - Property

8-707 Article - Human Services

8A-801 Article - Real Property

MD - SB594 Maryland Medical Assistance Program Coverage for the Treatment of Obesity

Last Action: Text - First - Maryland Medical Assistance Program Coverage for the Treatment of Obesity (January 26, 2024)

Primary Sponsor: Senator Stephen S. Hershey, Jr. (R)

Committee: Finance (Senate)

Summary:

Requiring, beginning on July 1, 2025, the Maryland Medical Assistance Program to provide comprehensive coverage for the treatment of obesity; and requiring the Maryland Department of Health to provide notice to Program recipients of the coverage requirements.

Statutes Amended:

15-103,

15-155 Article - Health - General

MD - SB595 Health Benefit Plans - Calculation of Cost Sharing Contribution - Requirements and Prohibitions

Last Action: Text - First - Health Benefit Plans - Calculation of Cost Sharing Contribution - Requirements and Prohibitions (January 26, 2024)

Primary Sponsor: Senator Stephen S. Hershey, Jr. (R)

Committee: Finance (Senate)

Summary:

Requiring administrators, carriers, and pharmacy benefits managers to include certain cost sharing amounts paid by or on behalf of an enrollee or a beneficiary when calculating the enrollee's or

beneficiary's contribution to a cost sharing requirement; requiring administrators, carriers, and pharmacy benefits managers to include certain cost sharing amounts for certain high deductible health plans after an enrollee or a beneficiary satisfies a certain requirement; etc.

Statutes Amended:

15-118.1, 15-1601,
15-1611.3 Article - Insurance

[MD - SB599 Developmental Disabilities Community Providers Federal Participation for Local Funds](#)

Last Action: Text - First - Developmental Disabilities Community Providers Federal Participation for Local Funds (January 26, 2024)

Primary Sponsor: Senator Benjamin F. Kramer (D)

Committee: Finance (Senate)

Summary:

Requiring the Maryland Department of Health to develop a process to receive federal financial participation for the payment of county or municipal general funds appropriated to community providers that serve individuals with developmental disabilities; and requiring the Department to allocate the federal financial participation to the community providers to which the county or municipality general funds were appropriated.

Cross-filed Bill: HB509

Statutes Amended:

7-307 Article - Health - General

[MD - SB613 State Board of Long-Term Care Administrators - Requirements for Assisted Living Managers](#)

Last Action: Text - First - State Board of Long-Term Care Administrators - Requirements for Assisted Living Managers (January 26, 2024)

Primary Sponsor: Senator Pamela Beidle (D)

Committee: Finance (Senate)

Summary:

Extending, from October 1, 2024, to July 1, 2026, the date by which individuals must be licensed by the State Board of Long-Term Care Administrators before practicing as an assisted living manager in the State; altering the requirements for the manager training course that certain assisted living managers are required to complete; and altering the requirements for serving as an interim assisted living manager.

Statutes Amended:

19-1807 Article - Health - General

2022 Article - Chapter of the Acts
9-202,

9-3A-01,

9-3A-02,

9-401 Article - Health Occupations

MD - SB614 Maryland Medical Assistance Program and Health Insurance - Coverage for Orthoses and Prostheses

Last Action: Hearing 2/14 at 1:00 p.m. (January 29, 2024)

Primary Sponsor: Senator Pamela Beidle (D)

Committee: Finance (Senate)

Scheduled Hearing:

Finance (Senate)

Date: February 14, 2024

Time: 1:00pm (EST)

Location: East Miller Senate Building, Room 3, Annapolis, MD

Summary:

Requiring the Maryland Medical Assistance Program and certain insurers, nonprofit health service plans, and health maintenance organizations to provide certain coverage related to orthoses and prostheses; requiring certain insurers, nonprofit health service plans, and health maintenance organizations to render utilization review determinations relating to the coverage in a nondiscriminatory manner; and establishing certain provider network and reimbursement requirements relating to the covered benefits.

Statutes Amended:

15-103 Article - Health - General

15-820,

15-844 Article - Insurance

MD - SB626 Pharmacy Benefits Managers - Definition of Purchaser and Alteration of Application of Law

Last Action: Text - First - Pharmacy Benefits Managers - Definition of Purchaser and Alteration of Application of Law (January 26, 2024)

Primary Sponsor: Senator Justin Ready (R)

Committee: Finance (Senate)

Summary:

Altering the definition of "purchaser" for the purpose of certain provisions of State insurance law governing pharmacy benefits managers to exclude certain nonprofit health maintenance

organizations; and repealing certain provisions that restrict applicability of certain provisions of law to pharmacy benefits managers that provide pharmacy benefits management services on behalf of a carrier.

Cross-filed Bill: HB726

Statutes Amended:

15-1601,

15-1611,

15-1611.1,

15-1612,

15-1613,

15-1622,

15-1629,

15-1630 Article - Insurance

MD - SB631 Department of Aging - Long-Term Care Insurance - Study

Last Action: Text - First - Department of Aging - Long-Term Care Insurance - Study (January 26, 2024)

Primary Sponsor: Senator Ariana B. Kelly (D)

Committee: Finance (Senate)

Summary:

Requiring the Department of Aging to contract with an independent consultant to complete an insurance study on public and private options for leveraging resources to help individuals prepare for long-term care services and support needs; and requiring the Department to submit an interim report by December 31, 2024, summarizing the progress of the study and a final report by December 31, 2025, to the Governor and General Assembly on the results of the study.

Cross-filed Bill: HB349