



## **MSBA Bill Report 5A - Health Law**

**(2024.02.14)**

**February 14, 2024**

[MD - HB1304 Maryland Department of Health and Department of Human Services - Earned Income Tax Credit - Distribution of Information](#)

Last Action: Hearing 3/06 at 1:00 p.m. (February 9, 2024)

Primary Sponsor: Delegate Anne R. Kaiser (D)

Scheduled Hearing:

Health and Government Operations (House)

**Date:** March 6, 2024

**Time:** 1:00pm (EST)

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

Summary:

Requiring the Maryland Department of Health and the Department of Human Services to provide information on the State's earned income tax credits to individuals enrolled or participating in certain programs or services administered by the departments.

Statutes Amended:

15-1001,

15-1007,

15-101,

15-102.1,

15-301,

15-401,

15-408,

15-601,

15-605 Article - Health - General

2-304 Article - Human Services

[MD - HB1327 Maryland Department of Health - Body Altering Aesthetics Advisory Committee](#)

Last Action: Hearing 3/12 at 1:00 p.m. (February 9, 2024)

Primary Sponsor: Delegate Ashanti Martinez (D)

Scheduled Hearing:

Health and Government Operations (House)

**Date:** March 12, 2024

**Time:** 1:00pm (EDT)

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

Summary:

Establishing the Body Altering Aesthetics Advisory Committee within the Maryland Department of Health to study whether the current health occupations licensing and certification system adequately regulates the body altering aesthetics industry in the State; and requiring the Advisory Committee to submit interim findings by December 1, 2024, and a final report with any recommended regulatory or legislative changes by December 1, 2025.

Statutes Amended:

13-5201 through 13-5207 Article - Health - General

**[MD - HB1331 Health Insurance - Massage Therapy - Required Coverage and Prohibited Cost Sharing](#)**

Last Action: Hearing 3/12 at 1:00 p.m. (February 9, 2024)

Primary Sponsor: Delegate Deni Taveras (D)

Scheduled Hearing:

Health and Government Operations (House)

**Date:** March 12, 2024

**Time:** 1:00pm (EDT)

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

Summary:

Requiring certain insurers, nonprofit health service plans, and health maintenance organizations to provide coverage for massage therapy; and prohibiting the insurers, nonprofit health service plans, and health maintenance organizations from imposing a copayment, coinsurance, or deductible requirement on coverage for massage therapy.

Statutes Amended:

15-861 Article - Insurance

6-101 Article - Health Occupations

**[MD - HB1333 Maryland Commission on Health Equity - Membership and Statewide Health Equity Plan](#)**

Last Action: Hearing 3/06 at 1:00 p.m. (February 12, 2024)

Primary Sponsor: Delegate Joseline A. Pena-Melnyk (D)

Scheduled Hearing:

Health and Government Operations (House)

**Date:** March 6, 2024

**Time:** 1:00pm (EST)

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

Summary:

Requiring the Maryland Commission on Health Equity to develop and monitor the statewide health equity plan required under a cooperative grant funding agreement with the Center for Medicare and Medicaid Innovation; and requiring the Maryland Commission on Health Equity to coordinate with the Maryland Department of Health and the Health Services Cost Review Commission when establishing a certain advisory committee.

Statutes Amended:

13-4301,

13-4302,

13-4303 through 13-4306 Article - Health - General

[MD - HB1337 Health Insurance - Appeals and Grievances Process - Reporting Requirements and Establishment of Workgroup](#)

Last Action: Hearing 3/07 at 1:00 p.m. (February 9, 2024)

Primary Sponsor: Delegate Jamila J. Woods (D)

Scheduled Hearing:

Health and Government Operations (House)

**Date:** March 7, 2024

**Time:** 1:00pm (EST)

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

Summary:

Requiring carriers to report additional data on the number of members entitled to health care benefits under a policy, plan, or certificate and the number of claims for reimbursement processed by a carrier to Maryland Health Commissioner; and requiring the Maryland Insurance Administration and the Health Education and Advocacy Unit of the Office of the Attorney General jointly to establish a workgroup to study the appeals and grievances process of health insurance claims and submit a report to the General Assembly by December 31, 2024.

Statutes Amended:

15-10A-06 Article - Insurance

[MD - HB1339 Health Insurance - Hearing Aids for Adults - Coverage](#)

Last Action: Hearing 3/07 at 1:00 p.m. (February 9, 2024)

Primary Sponsor: Delegate Teresa E. Reilly (R)

Scheduled Hearing:

Health and Government Operations (House)

**Date:** March 7, 2024

**Time:** 1:00pm (EST)

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

Summary:

Requiring insurers, nonprofit health service plans, and health maintenance organizations that provide certain health insurance benefits under certain insurance policies or contracts to provide certain coverage for certain hearing aids for adults; authorizing a limit on the benefit payable of \$1,400 per hearing aid every 36 months; and authorizing an insured or enrollee to choose a

certain hearing aid and pay a certain amount for the hearing aid without financial or contractual penalty to the provider of the hearing aid.

Cross-filed Bill: SB778

### **MD - HB1344** [Income Tax - Credit for Long-Term Care Premiums](#)

Last Action: Text - First - Income Tax - Credit for Long-Term Care Premiums (February 9, 2024)

Primary Sponsor: Delegate Seth A. Howard (R)

Scheduled Hearing:

Ways and Means (House)

**Date:** February 29, 2024

**Time:** 1:00pm (EST)

**Location:** House Office Building, Room 130, Annapolis, MD

Summary:

Altering a limitation on claiming the income tax credit for eligible long-term care insurance premiums for more than 1 year with respect to the same insured individual; altering the amount of the credit from a one-time \$500 credit to a maximum of \$250 for a taxable year beginning after December 31, 2024, but before January 1, 2027, and a maximum of \$500 for a taxable year beginning after December 31, 2026; and applying the Act to taxable years beginning after December 31, 2024.

Statutes Amended:

10-718 Article - Tax - General

### **MD - HB1346** [Competency Evaluations and Commitment Orders - Modification](#)

Last Action: Hearing 3/05 at 1:00 p.m. (February 13, 2024)

Primary Sponsor: Delegate Luke Clippinger (D)

Scheduled Hearing:

Judiciary (House)

**Date:** March 5, 2024

**Time:** 1:00pm (EST)

**Location:** House Office Building, Room 100, Annapolis, MD

Summary:

Altering the procedures related to competency evaluations, including by requiring the Maryland Department of Health, rather than the court, to determine the basis on which a defendant will be examined; altering the definition of "designated health care facility" for the purpose of certain provisions of law governing the commitment of defendants who are found to be incompetent to stand trial; and extending the time period from 10 to 30 business days in which the Department is required to admit defendants who are found to be incompetent to stand trial.

Statutes Amended:

3-105,

3-106 Article - Criminal Procedure

**MD - HB1351 Health Insurance - Lyme Disease and Related Tick-Borne Illnesses - Long-Term Antibiotic Treatment**

Last Action: Hearing 3/12 at 1:00 p.m. (February 9, 2024)

Primary Sponsor: Delegate Seth A. Howard (R)

Scheduled Hearing:

Health and Government Operations (House)

**Date:** March 12, 2024

**Time:** 1:00pm (EDT)

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

Summary:

Requiring certain insurers, nonprofit health service plans, and health maintenance organizations to provide certain coverage for the full length of long-term antibiotic treatment of Lyme disease and related tick-borne illnesses under certain circumstances; and prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from placing a quantitative limit on or denying coverage for benefits required under the Act.

Statutes Amended:

15-861 Article - Insurance

**MD - HB1368 Health Insurance Carriers and Pharmacy Benefits Managers Administered Drugs and Related Services**

Last Action: Text - First - Health Insurance Carriers and Pharmacy Benefits Managers

Clinician Administered Drugs and Related Services (February 9, 2024)

Primary Sponsor: Delegate Ashanti Martinez (D)

Scheduled Hearing:

Health and Government Operations (House)

**Date:** February 29, 2024

**Time:** 1:00pm (EST)

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

Summary:

Prohibiting certain health insurance entities from taking certain actions with respect to the dispensing of clinician-administered drugs and related services; and authorizing certain health insurance entities to allow the use of a certain pharmacy or infusion site for an insured or an enrollee to obtain certain clinician-administered drugs and related services.

Cross-filed Bill: SB754

Statutes Amended:

15-2201 through 15-2203,

15-847 Article - Insurance

**MD - HB1372 Health and Taxation - Digital Social Media Services and the Mental Health Care Fund for Children and Youth**

Last Action: Hearing 3/07 at 1:00 p.m. (February 13, 2024)

Primary Sponsor: Delegate Ashanti Martinez (D)

Summary:

Establishing the Mental Health Care Fund for Children and Youth as to support improved access to mental health care services to children and youth in the State; imposing a tax on certain annual revenues derived from certain digital social media services in the State; providing for the calculation and collection of the tax; requiring the Comptroller to distribute revenue from the tax in a certain manner; etc.

Statutes Amended:

10-209 Article - Health - General

1-101,

13-1001,

13-1002,

13-1101,

13-201,

13-402,

13-602,

13-702,

2-102,

2-4B-01, 2-4B-02, 7.7-101 through 7.7-301 Article - Tax - General

6-226 Article - State Finance and Procurement

**MD - HB1376 Maryland Medical Assistance Program, Maryland Children's Health Program, and Health Insurance - Special Pediatric Hospitals**

Last Action: Hearing 3/07 at 1:00 p.m. (February 13, 2024)

Primary Sponsor: Delegate Samuel I. Rosenberg (D)

Scheduled Hearing:

Health and Government Operations (House)

**Date:** March 7, 2024

**Time:** 1:00pm (EST)

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

## Summary:

Requiring the Maryland Medical Assistance Program and certain health insurers, nonprofit health service plans, managed care organizations, and health maintenance organizations to provide coverage and certain reimbursement for a special administrative day at a special pediatric hospital; prohibiting the Program, the Maryland Children's Health Program, managed care organizations, certain health insurers and health service plans, and health maintenance organizations from requiring certain prior authorization; etc.

## Statutes Amended:

15-101,

15-102.3,

15-103,

15-155 Article - Health - General

15-861 Article - Insurance

**[MD - HB1388 Labor and Employment Noncompete and Conflict of Interest Clauses Veterinary and Health Care Professionals](#)**

Last Action: Text - First - Labor and Employment Noncompete and Conflict of Interest Clauses Veterinary and Health Care Professionals (February 9, 2024)

Primary Sponsor: Delegate Terri L. Hill (D)

## Summary:

Applying to certain veterinary and health care professionals certain provisions of law stating that certain noncompete and conflict of interest provisions in certain employment contracts are null and void as being against the public policy of the State; and applying the Act retroactively.

## Statutes Amended:

3-716 Article - Labor and Employment

**[MD - HB1396 Drug and Alcohol Treatment Programs - Discharge of Patients and Referral Services - Standards](#)**

Last Action: Hearing 3/13 at 1:00 p.m. (February 12, 2024)

Primary Sponsor: Delegate Seth A. Howard (R)

## Scheduled Hearing:

Health and Government Operations (House)

**Date:** March 13, 2024**Time:** 1:00pm (EDT)**Location:** House Office Building, Room 240, Annapolis, MD

## Summary:



Requiring the Maryland Department of Health to establish by regulation standards relating to the discharge of patients from drug and alcohol treatment programs and certain referral services offered to patients by certain drug and alcohol treatment programs.

Statutes Amended:

7.5-402.1 Article - Health - General

**MD - HB1397 Human Relations - Discrimination - Protected Characteristics**

Last Action: Text - First - Human Relations - Discrimination - Protected Characteristics (February 9, 2024)

Primary Sponsor: Delegate Gary Simmons (D)

Scheduled Hearing:

Economic Matters (House)

**Date:** March 6, 2024

**Time:** 1:00pm (EST)

**Location:** House Office Building, Room 230, Annapolis, MD

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.

Cross-filed Bill: SB590

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 - HB1412 Abortion Care Access Grant Program and Fund - Establishment](#)**

Last Action: Text - First - Abortion Care Access Grant Program and Fund - Establishment (February 9, 2024)

Primary Sponsor: Delegate Lesley J. Lopez (D)

Summary:

Establishing the Abortion Care Access Grant Program to provide grants to improve access to abortion care services for individuals in the State; establishing the Abortion Care Access Grant Program Fund as a special, nonlapsing fund to provide grants under the Program; and requiring that certain premium funds collected by health insurance carriers be used to provide certain coverage and to support improving access to abortion care services under certain circumstances.

Cross-filed Bill: SB947

Statutes Amended:

13-5201 through 13-5204 Article - Health - General

15-147 Article - Insurance

6-226 Article - State Finance and Procurement

**MD - HB1423 Maryland Medical Assistance Program and Health Insurance - Step Therapy, Fail-First Protocols, and Prior Authorization - Prescription Drugs to Treat Serious Mental Illness**

Last Action: Text - First - Maryland Medical Assistance Program and Health Insurance - Step Therapy, Fail-First Protocols, and Prior Authorization - Prescription Drugs to Treat Serious Mental Illness (February 9, 2024)

Primary Sponsor: Delegate Steve Johnson (D)

Scheduled Hearing:

Health and Government Operations (House)

**Date:** February 29, 2024

**Time:** 1:00pm (EST)

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

Summary:

Prohibiting the Maryland Medical Assistance Program and certain insurers, nonprofit health service plans, health maintenance organizations, and managed care organizations from applying a prior authorization requirement, step therapy protocol, or fail-first protocol for drugs to treat certain mental illnesses or a medication-induced movement disorder associated with the treatment of a serious mental illness.

Cross-filed Bill: SB990

Statutes Amended:

15-102.3,

15-155 Article - Health - General

15-142,

15-851.1 Article - Insurance

**MD - HB1439 Public Health - Funding for Trauma Centers and Services**

Last Action: Text - First - Public Health - Funding for Trauma Centers and Services (February 9, 2024)

Primary Sponsor: Delegate Emily Shetty (D)

Scheduled Hearing:

Appropriations (House)

**Date:** February 28, 2024

**Time:** 1:00pm (EST)

**Location:** House Office Building, Room 120, Annapolis, MD

Summary:

Altering the purpose, contents, and sources of the funding of the Maryland Trauma Physician Services Fund; altering the methodology used to determine eligibility for disbursements from the Fund; altering the amount of the motor vehicle registration surcharge and the amount of the surcharge that is required to be paid into the Fund; increasing the fines for certain violations of the Maryland Vehicle Law related to driving while impaired; etc.

Statutes Amended:

13-954,

13-955,

21-902 Article - Transportation

19-101,

19-130 Article - Health - General

7-118 Article - State Finance and Procurement

**[MD - HB1475 Health Facilities - Delegation of Inspection Authority - Related Institutions and Nursing Homes](#)**

Last Action: Text - First - Health Facilities - Delegation of Inspection Authority - Related Institutions and Nursing Homes (February 14, 2024)

Primary Sponsor: Delegate Bonnie Cullison (D)

Summary:

Requiring the Secretary of Health, on request of a unit of local government, to delegate to the unit of local government the authority to inspect and to conduct site visits and full surveys of related institutions and nursing homes; and requiring related institutions and nursing homes to report certain information to a unit of local government if the Secretary has delegated inspection authority.

Cross-filed Bill: SB825

Statutes Amended:

19-1406,

19-1408,

19-1413.1,

19-1414,

19-304,

19-308 Article - Health - General

**[MD - SB1106 Annual Corrective Bill](#)**

Last Action: Text - First - Annual Corrective Bill (February 2, 2024)

Primary Sponsor: President

Summary:

Correcting certain errors or omissions in certain articles of the Annotated Code; clarifying language; correcting certain obsolete references; reorganizing certain sections of the Annotated Code; providing that this Act is not intended to affect any law other than to correct technical errors; and providing for the correction of certain errors and obsolete provisions by the publishers of the Annotated Code.

Statutes Amended:

10-1004,

5-1101 Article - Economic Development

10-103,

11-139.3,

11A-121,

3-401,

8A-1502 Article - Real Property

10-405,

10-607,

10-906,

4-1008,

8-1103,

8-2A-02,

8-2A-04,

8-408,

8-409,

8-712.1,

8-716 Article - Natural Resources

10-902,

16-303,

18-108,

19-502,

19-706.1,

20-1302,

21-101,

21-1215,

24-2302,

24-905,

2-505,

5-301 Article - Health - General

1-204,

1-702,

1-708,

2-329,

3-801,

3-8A-01,

3-8A-17.3,

3-8A-19 Article - Courts and Judicial Proceedings

13-1401,

4-111 Article - Criminal Law

13-903 Article - Transportation

13A-604,

3-201,

5-310 Article - Public Safety

14-12B-01 Article - Commercial Law

15-114,

18-1907,

4-201.1,

5-213,

5-223,

5-239,

5-303 Article - Education

15-302,

8-101,

8-503 Article - Health Occupations

17-101,

7-304 Article - Business Regulation

17-111,

17-202 Article - Estates and Trusts

19-106 Article - Insurance

20-206 Article - State Personnel and Pensions

2-106 Article - Tax - Property

2-1220 Article - State Government

25-204 Article - Local Government

3-101,

3-105,

3-106,

3-108,  
3-109,  
3-112,  
3-114,  
6-220 Article - Criminal Procedure  
3-302 Article - State Finance and Procurement  
3-413,  
9-407 Article - Labor and Employment  
4-305,  
9-609.1 Article - Correctional Services  
4-333 Article - General Provisions  
5-101,  
5-201,  
9-1702,  
9-204,  
9-2501 Article - Environment  
7-207.2,  
7-704.1 Article - Public Utilities

**MD - SB1110 HealthChild Advocacy Centers Reporting Requirements and Investigations**

Last Action: Text - First - HealthChild Advocacy Centers Reporting Requirements and Investigations (February 4, 2024)

Primary Sponsor: Senator C. Anthony Muse (D)

Summary:

Requiring child advocacy centers to report annually to the Behavioral Health Administration certain information related to behavioral health care services provided at the center; requiring the Administration to include in its annual report certain information related to child advocacy centers; and authorizing the Secretary of Health to investigate certain complaints related to child advocacy centers.

Cross-filed Bill: HB1100

Statutes Amended:

24-2401 through 24-2404, 2-503,  
7.5-209,  
7.5-209.1 Article - Health - General