

**HB0940/536180/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 940

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Project” insert “– Study”; strike beginning with “establishing” in line 3 down through “project” in line 9 and substitute “requiring the Health Services Cost Review Commission to conduct a certain study, in conjunction with the Maryland Health Care Commission and certain stakeholders, on the feasibility and desirability of allowing for an unregulated space in a hospital operating room as a pilot project”; in line 10, after the first “the” insert “Health Services Cost Review”; in line 11, strike “providing for the termination of this Act;”; in line 12, strike “the” and substitute “a study of an”; and strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 2

On page 1, in line 19, strike “the Laws of Maryland read as follows”.

On pages 1 and 2, strike in their entirety the lines beginning with line 20 on page 1 through line 31 on page 2, inclusive, and substitute:

“(a) The Health Services Cost Review Commission, in conjunction with the Maryland Health Care Commission, hospitals, providers, payers, and other relevant stakeholders, shall study the feasibility and desirability of allowing for an unregulated space in a hospital operating room suite as a pilot project.

(b) The study required under subsection (a) of this section shall include an examination of:

(1) the availability of operating room space for elective, self-paying patients that ensures safe and appropriate care for patients at higher risk or who need a higher level of immediate post-surgical care;

(Over)

**HB0940/536180/1 Health and Government Operations Committee**  
**Amendments to HB 940**  
**Page 2 of 3**

(2) the Health Services Cost Review Commission's current authority within the current regulated structure to accomplish differential pricing for services covered by payers and the use of unregulated services;

(3) factors related to the mixing of regulated and unregulated space at a hospital, which may include:

(i) implications for all public, commercial, and independent payers of health care services;

(ii) transparency for and parity of access by consumers to health care services; and

(iii) implications for hospital capital funding and capacity planning needs;

(4) appropriate adjustments to a hospital's global budget revenue target for deregulating a hospital operating room suite and opportunities to offer unregulated operating room space for services that are not covered by insurers;

(5) the number of hospital participants in the pilot project that would be financially responsible in the context of the all-payer model contract;

(6) the implications of the pilot project on quality of care and how the quality of the services provided under the pilot project will be ensured;

(7) possible criteria and standards for hospital participation in the pilot project; and

(8) any other implications of the pilot project that should be considered before moving forward, including any cost-shifting that could result from the pilot

**HB0940/536180/1 Health and Government Operations Committee**  
**Amendments to HB 940**  
**Page 3 of 3**

project, the all-payer aspect of the all-payer model, and any impact on the Total Cost of Care Waiver.

(c) On or before June 30, 2020, the Health Services Cost Review Commission shall report the findings of the study conducted under this section, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee and the House Health and Government Operations Committee.”.

On page 3, strike beginning with “It” in line 2 down through “effect.” in line 4.