

Article - Labor and Employment

9-311.

[(d) (1) Except as provided in paragraph (2) of this subsection, a witness who is subpoenaed to appear and appears before the Commission, a special examiner, or an inspector is entitled to the same fees and mileage reimbursement provided for a witness by law in a civil case in the county where the witness testifies.]

(2) A witness subpoenaed at the request of a party is not entitled to fees or mileage reimbursement from the State Treasury, unless the Commission certifies that the testimony was material to the matter investigated.

(3) The fees and mileage reimbursement paid under this subsection shall be audited and paid by the State in the same way as other expenses approved by a member and the Secretary of the Commission.]

Article - Public Utility Companies

3-110.

[(d) In the same manner as other expenses, the Commission shall pay the same witness fees that are allowed by a court of general jurisdiction in the county where the hearing is held.]

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any witnesses appearing in court before the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2005.

Approved April 26, 2005.

CHAPTER 193

(House Bill 85)

AN ACT concerning

Maryland Medical Assistance Program - ~~Appeals and~~ Medical Loss Ratio Quality of Care

FOR the purpose of authorizing a managed care organization or a certified health maintenance organization to appeal a certain decision ~~a certain decision~~ of the Secretary of Health and Mental Hygiene ~~that adjust capitation payments based on a certain medical loss ratio; under certain circumstances; authorizing a managed care organization to take a certain appeal under the Administrative Procedure Act under certain circumstances; and generally relating to the Maryland Medical Assistance Program and medical loss ratio~~ requiring the Secretary to adopt