

15-203.1

~~THE DEPARTMENT SHALL, TO THE EXTENT PERMITTED, SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET, SEEK TO PROVIDE APPROPRIATE LEVELS OF REIMBURSEMENT FOR PROVIDERS TO ENCOURAGE GREATER PARTICIPATION BY PROVIDERS IN THE MARYLAND CHILDREN'S HEALTH PROGRAM (MCHP) BY:~~

~~(1) ADOPTING REGULATIONS TO ADJUST THE FEE FOR SERVICE REIMBURSEMENT RATES FOR THE MCHP TO REFLECT, AT A MINIMUM, THE RESOURCE BASED RELATIVE VALUE SCALE REIMBURSEMENT RATE USED TO REIMBURSE PROVIDERS IN THE MEDICARE PROGRAM, IF THAT REIMBURSEMENT RATE IS AVAILABLE FOR A GIVEN CURRENT PROCEDURAL TERMINOLOGY CODE;~~

~~(2) ANNUALLY IDENTIFYING THE CURRENT PROCEDURAL TERMINOLOGY CODES UTILIZED IN THE MCHP FOR THOSE ELIGIBLE INDIVIDUALS WHOSE SERVICES ARE PAID ON A FEE FOR SERVICE BASIS AND CARVED OUT OF THE MCHP MANAGED CARE PROGRAM, INCLUDING SPECIAL NEEDS CHILDREN WHO:~~

~~(I) ARE IN THE RARE AND EXPENSIVE CASE MANAGEMENT PROGRAM; OR~~

~~(II) RECEIVE AUDIOLOGY SERVICES OR SERVICES FOR PHYSICAL THERAPY, OCCUPATIONAL THERAPY, OR SPEECH THERAPY;~~

~~(3) ANNUALLY IDENTIFYING THE CURRENT PROCEDURAL TERMINOLOGY CODES THAT ARE MOST OFTEN USED BY THE MCHP IN THE STATE AND NATIONWIDE;~~

~~(4) ENSURING THAT EVERY CURRENT PROCEDURAL TERMINOLOGY CODE UTILIZED BY THE MCHP IS REVIEWED AND THAT AN APPROPRIATE REIMBURSEMENT RATE, NO LESS THAN THE RESOURCE BASED RELATIVE VALUE SCALE UTILIZED FOR THE MEDICARE PROGRAM, IS RECOMMENDED BY JULY 1:~~

~~(I) ANNUALLY FOR THOSE CURRENT PROCEDURAL TERMINOLOGY CODES IDENTIFIED UNDER ITEMS (2) AND (3) OF THIS SECTION; AND~~

~~(II) A MINIMUM OF EVERY 3 YEARS FOR THE REMAINDER OF THE CURRENT PROCEDURAL TERMINOLOGY CODES; AND~~

~~(5) FOR THOSE CURRENT PROCEDURAL TERMINOLOGY CODES WITHOUT A RESOURCE BASED RELATIVE SCALE REIMBURSEMENT RATE, IDENTIFYING ADEQUATE REIMBURSEMENT RATES THAT REFLECT SIMILAR RATES PAID IN THE COMMUNITY AND NATIONAL AND STATE INFLATION RATES.~~

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:

(a). The Department of Health and Mental Hygiene shall:

(1) establish a process to annually set the fee-for-service reimbursement rates for the Maryland Medical Assistance Program and the Maryland Children's Health Program in a manner that ensures participation of providers; and