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By: **Delegate Hubbard**

Introduced and read first time: February 6, 2002

Assigned to: Environmental Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 12, 2002

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CHAPTER 83

1 AN ACT concerning

2 **Medical Assistance Program - Waivers - Notice of Applications and**  
3 **Modifications**

4 FOR the purpose of requiring the Department of Health and Mental Hygiene to  
5 publish in the Maryland Register notice of any application for a Medical  
6 Assistance Program waiver or modification to an existing Medical Assistance  
7 waiver; requiring the Department to make the application for a Medical  
8 Assistance Program waiver to the public and to provide an opportunity for  
9 public comment on the application; and generally relating to notice of  
10 applications for and modifications to the State Medical Assistance Program  
11 waivers.

12 BY repealing and reenacting, without amendments,  
13 Article - Health - General  
14 Section 15-101(a) and (i)  
15 Annotated Code of Maryland  
16 (2000 Replacement Volume and 2001 Supplement)

17 BY adding to  
18 Article - Health - General  
19 Section 15-134  
20 Annotated Code of Maryland  
21 (2000 Replacement Volume and 2001 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
23 MARYLAND, That the Laws of Maryland read as follows:

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**Article - Health - General**

2 15-101.

3 (a) In this title the following words have the meanings indicated.

4 (i) "Program" means the Maryland Medical Assistance Program.

5 15-134.

6 (A) IF THE DEPARTMENT APPLIES FOR A MEDICAL ASSISTANCE PROGRAM  
7 WAIVER OR MODIFIES OR AMENDS AN EXISTING MEDICAL ASSISTANCE PROGRAM  
8 WAIVER, THE DEPARTMENT SHALL GIVE NOTICE OF THE APPLICATION BY  
9 PUBLICATION IN THE MARYLAND REGISTER.

10 (B) FOR 30 DAYS FOLLOWING PUBLICATION OF ANY NOTICE PUBLISHED  
11 UNDER SUBSECTION (A) OF THIS SECTION, THE DEPARTMENT SHALL:

12 (1) MAKE THE MEDICAL ASSISTANCE PROGRAM WAIVER APPLICATION  
13 AVAILABLE TO THE PUBLIC DURING BUSINESS HOURS; AND

14 (2) PROVIDE AN OPPORTUNITY TO RECEIVE PUBLIC COMMENTS ON THE  
15 MEDICAL ASSISTANCE PROGRAM WAIVER APPLICATION.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 2002.