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By: **Senators Hollinger and Middleton**  
Introduced and read first time: February 4, 2005  
Assigned to: Finance

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Committee Report: Favorable  
Senate action: Adopted  
Read second time: March 29, 2005

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Medical Assistance Program - Waivers - Federal Funding**

3 FOR the purpose of prohibiting the Secretary of Health and Mental Hygiene from  
4 making certain amendments to waivers or seeking certain waivers to the State  
5 Medicaid Plan related to federal funding; making this Act an emergency  
6 measure; and generally relating to federal funding of the Medical Assistance  
7 Program and waivers to the State Medicaid Plan.

8 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
9 MARYLAND, That, without the legislative approval of the General Assembly, the  
10 Secretary of Health and Mental Hygiene may not amend any waivers or seek  
11 approval of any pending, existing, or future waivers to the State Medicaid Plan by any  
12 means that would:

13 (1) consolidate federal grants or allotments;

14 (2) cap federal contributions to Medical Assistance Program spending; or

15 (3) alter the proportional share of federal or State Medical Assistance  
16 Program spending.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
18 measure, is necessary for the immediate preservation of the public health or safety,  
19 has been passed by a ye and nay vote supported by three-fifths of all the members  
20 elected to each of the two Houses of the General Assembly, and shall take effect from  
21 the date it is enacted.

