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By: **Senators Hollinger, Teitelbaum, Forehand, Middleton, Collins, Astle,  
Kelley, and Hoffman**

Introduced and read first time: February 5, 1999

Assigned to: Finance

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A BILL ENTITLED

1 AN ACT concerning

2 **Medical Assistance Program - Eligibility of Noninstitutionalized Spouses of**  
3 **Residents of Inpatient Medical Facilities**

4 FOR the purpose of requiring the Secretary of Health and Mental Hygiene to adopt  
5 the maximum income and resource requirements for certain spouses in  
6 determining eligibility for the Medical Assistance Program; and generally  
7 relating to the eligibility of certain spouses in the Medical Assistance Program.

8 BY adding to  
9 Article - Health - General  
10 Section 15-122(d)  
11 Annotated Code of Maryland  
12 (1994 Replacement Volume and 1998 Supplement)

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

15 **Article - Health - General**

16 15-122.

17 (D) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, THE SECRETARY  
18 SHALL ADOPT REGULATIONS THAT INCORPORATE THE MAXIMUM INCOME AND  
19 RESOURCE REQUIREMENTS FOR NONINSTITUTIONALIZED SPOUSES OF PERSONS  
20 WHO RESIDE IN AN INPATIENT MEDICAL FACILITY IN DETERMINING ELIGIBILITY  
21 UNDER THE PROGRAM IN ACCORDANCE WITH FEDERAL REGULATIONS ADOPTED  
22 PURSUANT TO 42 U.S.C. § 1396.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 October 1, 1999.