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2001 Regular Session 1lr1009

By: Senator Hafer

Introduced and read first time: January 18, 2001

Assigned to: Finance

A BILL ENTITLED

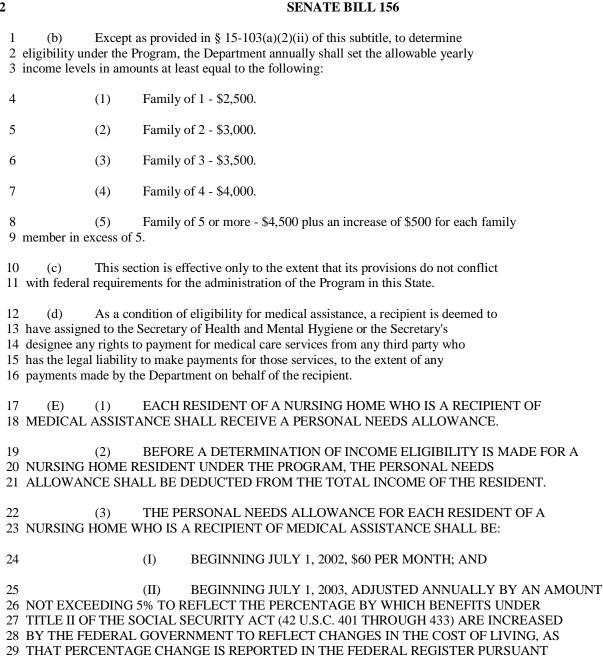
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2 Nursing Home Residents - Increase in Personal Needs Allowance

- 3 FOR the purpose of specifying the amount of the personal needs allowance for a
- 4 nursing home resident who is a recipient of medical assistance; requiring a
- 5 certain calculation when computing income eligibility for a nursing home
- 6 resident who is a recipient of medical assistance; providing for a certain annual
- 7 increase in the personal needs allowance; requiring the Secretary of Health and
- 8 Mental Hygiene to adopt certain regulations; and generally relating to the
- 9 personal needs allowance for a nursing home resident who is a recipient of
- 10 medical assistance.
- 11 BY repealing and reenacting, with amendments,
- 12 Article Health General
- 13 Section 15-109
- 14 Annotated Code of Maryland
- 15 (2000 Replacement Volume)
- 16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 17 MARYLAND, That the Laws of Maryland read as follows:

18 Article - Health - General

- 19 15-109.
- 20 (a) An individual is not ineligible under the Program solely because Social
- 21 Security benefits received by the individual are increased, unless:
- 22 (1) The individual is considered ineligible because of the increase under
- 23 applicable rules or regulations of the United States Department of Health and
- 24 Human Services: and
- 25 (2) As to that individual, federal matching funds for the State Program
- 26 are not available.



- THE SECRETARY SHALL ADOPT REGULATIONS TO IMPLEMENT THIS 31 (4)
- 32 SUBSECTION.

30 TO 42 U.S.C. 415(1)(2)(D).

- 33 Subject to the confidentiality requirements of State and federal law, [(e)] (F)
- 34 the courts of this State shall admit a certified copy of a 206N form, also known as a
- 35 long-term care transaction form, into evidence.

- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 2 October 1, 2001.