

(PRE-FILED)

By: **Delegates Ramirez, Parker, Montgomery, Nathan-Pulliam, Frush,  
Rosenberg, Bobo, Quinter, Dumais, Kaiser, Healey, Benson, and Mandel**

Requested: September 20, 2005

Introduced and read first time: January 11, 2006

Assigned to: Appropriations and Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Medical Assistance Program - Legal Immigrants - Pregnant**  
3 **Women and Children**

4 FOR the purpose of requiring the Governor to include in the annual budget  
5 submission for certain fiscal years a certain amount of general fund State  
6 support for certain health care services for certain legal immigrant children and  
7 pregnant women; requiring the Governor to include a certain deficiency  
8 appropriation for a certain fiscal year for certain health care services for certain  
9 legal immigrant children and pregnant women; and generally relating to the  
10 Maryland Medical Assistance Program and legal immigrant children and  
11 pregnant women.

12 BY repealing and reenacting, with amendments,  
13 Article - Health - General  
14 Section 15-103(a)  
15 Annotated Code of Maryland  
16 (2005 Replacement Volume and 2005 Supplement)

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

19 **Article - Health - General**

20 15-103.

21 (a) (1) The Secretary shall administer the Maryland Medical Assistance  
22 Program.

23 (2) The Program:

24 (i) Subject to the limitations of the State budget, shall provide  
25 medical and other health care services for indigent individuals or medically indigent  
26 individuals or both;

1 (ii) Shall provide, subject to the limitations of the State budget,  
2 comprehensive medical and other health care services for all eligible pregnant women  
3 whose family income is at or below 250 percent of the poverty level, as permitted by  
4 the federal law;

5 (iii) Shall provide, subject to the limitations of the State budget,  
6 comprehensive medical and other health care services for all eligible children  
7 currently under the age of 1 whose family income falls below 185 percent of the  
8 poverty level, as permitted by federal law;

9 (iv) Shall provide, subject to the limitations of the State budget,  
10 family planning services to women currently eligible for comprehensive medical care  
11 and other health care under item (ii) of this paragraph for 5 years after the second  
12 month following the month in which the woman delivers her child;

13 (v) Shall provide, subject to the limitations of the State budget,  
14 comprehensive medical and other health care services for all children from the age of  
15 1 year up through and including the age of 5 years whose family income falls below  
16 133 percent of the poverty level, as permitted by the federal law;

17 (vi) Shall provide, subject to the limitations of the State budget,  
18 comprehensive medical care and other health care services for all children who are at  
19 least 6 years of age but are under 19 years of age whose family income falls below 100  
20 percent of the poverty level, as permitted by federal law;

21 (vii) Shall provide, subject to the limitations of the State budget,  
22 comprehensive medical care and other health care services for all legal immigrants  
23 who meet Program eligibility standards and who arrived in the United States before  
24 August 22, 1996, the effective date of the federal Personal Responsibility and Work  
25 Opportunity Reconciliation Act, as permitted by federal law;

26 (viii) [Shall] SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION,  
27 SHALL provide, subject to the limitations of the State budget and any other  
28 requirements imposed by the State, comprehensive medical care and other health  
29 care services for all legal immigrant children under the age of 18 years and pregnant  
30 women who meet Program eligibility standards and who arrived in the United States  
31 on or after August 22, 1996, the effective date of the federal Personal Responsibility  
32 and Work Opportunity Reconciliation Act;

33 (ix) May include bedside nursing care for eligible Program  
34 recipients; and

35 (x) Shall provide services in accordance with funding restrictions  
36 included in the annual State budget bill.

37 (3) THE GOVERNOR SHALL INCLUDE IN THE BUDGET BILL FOR FISCAL  
38 YEAR 2008 AND EACH SUBSEQUENT FISCAL YEAR, AT LEAST \$7,000,000 IN GENERAL  
39 FUND STATE SUPPORT FOR COMPREHENSIVE MEDICAL CARE AND OTHER HEALTH  
40 CARE SERVICES FOR ALL LEGAL IMMIGRANT CHILDREN UNDER THE AGE OF 18  
41 YEARS AND PREGNANT WOMEN WHO MEET PROGRAM ELIGIBILITY STANDARDS,

1 ARRIVED IN THE UNITED STATES ON OR AFTER AUGUST 22, 1996, AND DO NOT  
2 QUALIFY FOR FEDERALLY-FUNDED PROGRAM COVERAGE OR MARYLAND  
3 CHILDREN'S HEALTH PROGRAM COVERAGE.

4            [(3)]    (4)    Subject to restrictions in federal law or waivers, the  
5 Department may impose cost-sharing on Program recipients.

6        SECTION 2. AND BE IT FURTHER ENACTED, That for fiscal year 2007, the  
7 Governor shall include a deficiency appropriation of at least \$7,000,000 in General  
8 Fund State support for comprehensive medical care and other health care services for  
9 all legal immigrant children under the age of 18 years and pregnant women who meet  
10 Medical Assistance Program eligibility standards, arrived in the United States on or  
11 after August 22, 1996, and do not qualify for federally-funded Medical Assistance  
12 Program coverage or Maryland Children's Health Program coverage.

13        SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 July 1, 2006.