

ENROLLED BILL

-- Health and Government Operations/Finance --

Introduced by ~~Delegate Hubbard~~ **Delegates Hubbard, Hammen, Barve, Benson, Boteler, Bromwell, Costa, Donoghue, Elliott, Frank, Kach, Kohl, Kullen, Mandel, McDonough, Morhaim, Murray, Nathan-Pulliam, Oaks, Pendergrass, Rudolph, V. Turner, and Weldon**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this _____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Medicaid State Plan and Medicaid Advisory Committee - Medical Assistance**
3 **Program - Amendments and Waiver Applications**

4 FOR the purpose of ~~requiring the Department of Health and Mental Hygiene to~~
5 ~~publish in the Maryland Register notice of amendments to the Medicaid State~~
6 ~~Plan or Medical Assistance Program; requiring the Department to submit~~
7 ~~applications of Health and Mental Hygiene, if the Department applies for a~~
8 ~~Medical Assistance Program waiver or modification to modifies or amends an~~
9 ~~existing Medical Assistance Program waiver or amendments to the Medicaid~~
10 ~~State Plan or Medical Assistance Program, to submit the application or~~
11 ~~amendment to the Medicaid Advisory Committee for a certain purpose;~~
12 ~~requiring the Department to submit certain amendments to the Medicaid~~
13 ~~Advisory Committee within a certain period; requiring the Department to make~~
14 ~~amendments to the Medicaid State Plan or Medical Assistance Program~~

1 available to the public and to provide an opportunity for public comment on the
 2 amendments; and generally relating to the Medicaid ~~State Plan~~ Advisory
 3 Committee and the Medical Assistance Program.

4 BY repealing and reenacting, with amendments,
 5 Article - Health - General
 6 Section 15-134
 7 Annotated Code of Maryland
 8 (2005 Replacement Volume and 2005 Supplement)

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

11 **Article - Health - General**

12 15-134.

13 (a) If the Department applies for a Medical Assistance Program waiver or
 14 modifies or amends an existing Medical Assistance Program waiver ~~OR AMENDS THE~~
 15 ~~MEDICAID STATE PLAN OR MEDICAL ASSISTANCE PROGRAM~~, the Department shall
 16 give notice of the application OR AMENDMENT by [publication]:

17 (1) PUBLICATION in the Maryland Register; AND

18 (2) SUBMISSION OF THE APPLICATION OR AMENDMENT TO THE
 19 MEDICAID ADVISORY COMMITTEE FOR DISCUSSION AT A MEDICAID ADVISORY
 20 COMMITTEE MEETING.

21 (b) For 30 days following publication of any notice published under subsection
 22 (a) of this section, the Department shall:

23 (1) Make the Medical Assistance Program waiver application ~~OR~~
 24 ~~AMENDMENT TO THE MEDICAID STATE PLAN OR MEDICAL ASSISTANCE PROGRAM~~
 25 available to the public during business hours; and

26 (2) Provide an opportunity to receive public comments on the Medical
 27 Assistance Program waiver application ~~OR AMENDMENT TO THE MEDICAID STATE~~
 28 ~~PLAN OR MEDICAL ASSISTANCE PROGRAM~~.

29 (C) IF THE DEPARTMENT SUBMITS TO THE FEDERAL CENTERS FOR
 30 MEDICARE AND MEDICAID SERVICES AN AMENDMENT TO THE MEDICAID STATE
 31 PLAN OR MEDICAL ASSISTANCE PROGRAM, THE DEPARTMENT SHALL SUBMIT A
 32 COPY OF THE AMENDMENT TO THE MEMBERS OF THE MEDICAID ADVISORY
 33 COMMITTEE NO LATER THAN FIVE BUSINESS DAYS AFTER THE DEPARTMENT
 34 SUBMITS THE AMENDMENT TO THE FEDERAL CENTERS FOR MEDICARE AND
 35 MEDICAID SERVICES.

36 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 37 October 1, 2006.

