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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

Introduced and read first time: February 22, 2006

Assigned to: Rules and Executive Nominations

Re-referred to: Health and Government Operations, February 27, 2006

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 23, 2006

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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 make amendments to the Medicaid State Plan or~~  
 13 ~~Medical Assistance Program available to the public and to provide an~~  
 14 ~~opportunity for public comment on the amendments; and generally relating to~~  
 15 ~~the Medicaid State Plan~~ Advisory Committee and the Medical Assistance  
 16 Program.

17 BY repealing and reenacting, with amendments,  
 18 Article - Health - General  
 19 Section 15-134  
 20 Annotated Code of Maryland  
 21 (2005 Replacement Volume and 2005 Supplement)

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

3 **Article - Health - General**

4 15-134.

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

9 (1) PUBLICATION in the Maryland Register; AND

10 (2) SUBMISSION OF THE APPLICATION OR AMENDMENT TO THE  
11 MEDICAID ADVISORY COMMITTEE FOR DISCUSSION AT A MEDICAID ADVISORY  
12 COMMITTEE MEETING.

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

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

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

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