

HOUSE BILL 336

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By: **Delegates Nathan–Pulliam, Ali, Benson, Bobo, Bronrott, Gaines, Gutierrez, Huckler, Kirk, Lee, McIntosh, Mizeur, Montgomery, Oaks, Stukes, Taylor, and Vaughn**

Introduced and read first time: February 1, 2007

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Medical Assistance Program and Maryland Children’s Health**
3 **Program – Eligibility**

4 FOR the purpose of requiring the Maryland Medical Assistance Program to provide
5 comprehensive medical care and other health care services to certain parents,
6 subject to certain limitations; requiring the Maryland Medical Assistance
7 Program and the Maryland Children’s Health Program to provide guaranteed
8 eligibility to certain enrollees for a certain time period; extending the time
9 period within which the Maryland Medical Assistance Program and the
10 Maryland Children’s Health Program may provide guaranteed eligibility for
11 enrollees; and generally relating to eligibility for the Maryland Medical
12 Assistance Program and the Maryland Children’s Health Program.

13 BY repealing and reenacting, with amendments,
14 Article – Health – General
15 Section 15–103(a) and (b)(3)
16 Annotated Code of Maryland
17 (2005 Replacement Volume and 2006 Supplement)

18 BY repealing and reenacting, without amendments,
19 Article – Health – General
20 Section 15–103(b)(1)
21 Annotated Code of Maryland
22 (2005 Replacement Volume and 2006 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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 15-103.

5 (a) (1) The Secretary shall administer the Maryland Medical Assistance
6 Program.

7 (2) The Program:

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

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

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

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

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

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

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

6 (viii) Shall provide, subject to the limitations of the State budget
7 and any other requirements imposed by the State, comprehensive medical care and
8 other health care services for all legal immigrant children under the age of 18 years
9 and pregnant women who meet Program eligibility standards and who arrived in the
10 United States on or after August 22, 1996, the effective date of the federal Personal
11 Responsibility and Work Opportunity Reconciliation Act;

12 (IX) **SHALL PROVIDE, SUBJECT TO THE LIMITATIONS OF THE**
13 **STATE BUDGET, AND AS PERMITTED BY FEDERAL LAW, COMPREHENSIVE**
14 **MEDICAL CARE AND OTHER HEALTH CARE SERVICES FOR ALL PARENTS:**

15 1. **WHO HAVE A DEPENDENT CHILD LIVING WITH**
16 **THEM; AND**

17 2. **WHOSE ANNUAL HOUSEHOLD INCOME IS AT OR**
18 **BELOW 200 PERCENT OF THE POVERTY LEVEL;**

19 [(ix)](x) May include bedside nursing care for eligible Program
20 recipients; and

21 [(x)](XI) Shall provide services in accordance with funding
22 restrictions included in the annual State budget bill.

23 (3) Subject to restrictions in federal law or waivers, the Department
24 may impose cost-sharing on Program recipients.

25 (b) (1) As permitted by federal law or waiver, the Secretary may establish
26 a program under which Program recipients are required to enroll in managed care
27 organizations.

28 (3) Subject to the limitations of the State budget and as permitted by
29 federal law or waiver, the program developed under paragraph (1) of this subsection
30 and the program developed under § 15-301 of this title **SHALL PROVIDE**
31 **GUARANTEED ELIGIBILITY FOR 6 MONTHS FOR EACH ENROLLEE UNDER THE**

1 **AGE OF 19 YEARS AND** may provide guaranteed eligibility for each enrollee for up to
2 **[6] 12** months, unless an enrollee obtains health insurance through another source.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 July 1, 2007.