

HOUSE BILL 462

J1

(9lr2119)

ENROLLED BILL

—Health and Government Operations/Finance—

Introduced by **Delegates Hubbard, Costa, Kipke, 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 Medical Assistance Program – Amendments and**
3 **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 of Health and
7 Mental Hygiene to submit amendments to the Medicaid State Plan ~~or Medical~~
8 ~~Assistance Program~~ to the Medicaid Advisory Committee; requiring the
9 Department to make amendments to the Medicaid State Plan ~~or Medical~~
10 ~~Assistance Program~~ available to the public and to provide an opportunity for
11 public comment on the amendments; requiring the Department to submit to the
12 Medicaid Advisory Committee a copy of a certain Medical Assistance Program
13 waiver application under certain circumstances; and generally relating to the
14 Medicaid State Plan and Medical Assistance Program.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber / conference committee amendments.



BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–134
Annotated Code of Maryland
(2005 Replacement Volume and 2008 Supplement)

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

Article – Health – General

15–134.

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

(1) Publication in the Maryland Register; and

(2) Submission of the application or amendment to the Medicaid
Advisory Committee for discussion at a Medicaid Advisory Committee meeting.

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

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

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

(c) If the Department submits to the federal Centers for Medicare and
Medicaid Services an amendment to the Medicaid State Plan or Medical Assistance
Program, **WAIVER APPLICATION**, the Department shall submit a copy of the
amendment **OR WAIVER APPLICATION** to the members of the Medicaid Advisory
Committee no later than five business days after the Department submits the
amendment **OR WAIVER APPLICATION** to the federal Centers for Medicare and
Medicaid Services.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
October 1, 2009.