

HOUSE BILL 462

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HB 1574/06 – HGO

9lr2119

By: **Delegates Hubbard, Costa, Kipke, V. Turner, and Weldon**
Introduced and read first time: February 4, 2009
Assigned to: Health and Government Operations

A BILL ENTITLED

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; and generally relating to the Medicaid
12 State Plan and Medical Assistance Program.

13 BY repealing and reenacting, with amendments,
14 Article – Health – General
15 Section 15–134
16 Annotated Code of Maryland
17 (2005 Replacement Volume and 2008 Supplement)

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

20 **Article – Health – General**

21 15–134.

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 (1) Publication in the Maryland Register; and

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

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

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

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

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

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