

# HOUSE BILL 1080

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CF SB 778

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By: **Delegate Pena–Melnyk**

Introduced and read first time: February 10, 2022

Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Medical Assistance Program – Children and Pregnant Women**  
3 **(Healthy Babies Equity Act)**

4 FOR the purpose of requiring the Maryland Medical Assistance Program to provide  
5 comprehensive medical care and other health care services to certain noncitizen  
6 pregnant women and their children up to a certain age; and generally relating to the  
7 Maryland Medical Assistance Program.

8 BY repealing and reenacting, without amendments,  
9 Article – Health – General  
10 Section 15–103(a)(1)  
11 Annotated Code of Maryland  
12 (2019 Replacement Volume and 2021 Supplement)

13 BY repealing and reenacting, with amendments,  
14 Article – Health – General  
15 Section 15–103(a)(2)(xvi) and (xvii)  
16 Annotated Code of Maryland  
17 (2019 Replacement Volume and 2021 Supplement)

18 BY adding to  
19 Article – Health – General  
20 Section 15–103(a)(2)(xviii)  
21 Annotated Code of Maryland  
22 (2019 Replacement Volume and 2021 Supplement)

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

25 **Article – Health – General**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 15–103.

2 (a) (1) The Secretary shall administer the Maryland Medical Assistance  
3 Program.

4 (2) The Program:

5 (xvi) Beginning on January 1, 2021, shall provide, subject to the  
6 limitations of the State budget and § 15–855(b)(2) of the Insurance Article, and as permitted  
7 by federal law, services for pediatric autoimmune neuropsychiatric disorders associated  
8 with streptococcal infections and pediatric acute onset neuropsychiatric syndrome,  
9 including the use of intravenous immunoglobulin therapy, for eligible Program recipients,  
10 if pediatric autoimmune neuropsychiatric disorders associated with streptococcal infections  
11 and pediatric acute onset neuropsychiatric syndrome are coded for billing and diagnosis  
12 purposes in accordance with § 15–855(d) of the Insurance Article; [and]

13 (xvii) Beginning on January 1, 2022, may not include, subject to federal  
14 approval and limitations of the State budget, a frequency limitation on covered dental  
15 prophylaxis care or oral health exams that requires the dental prophylaxis care or oral  
16 health exams to be provided at an interval greater than 120 days within a plan year; AND

17 (XVIII) **SHALL PROVIDE, SUBJECT TO THE LIMITATIONS OF**  
18 **THE STATE BUDGET, COMPREHENSIVE MEDICAL CARE AND OTHER HEALTH CARE**  
19 **SERVICES TO NONCITIZEN PREGNANT WOMEN WHO WOULD BE ELIGIBLE FOR THE**  
20 **PROGRAM BUT FOR THEIR IMMIGRATION STATUS AND TO THEIR CHILDREN UP TO**  
21 **THE AGE OF 1 YEAR.**

22 SECTION 2. AND BE IT FURTHER ENACTED, That, in implementing the  
23 requirements of Section 1 of this Act, the Maryland Department of Health shall apply for  
24 the waiver from the Centers for Medicare and Medicaid Services that maximizes federal  
25 funding and the individuals who would be eligible for the Maryland Medical Assistance  
26 Program benefit required under Section 1 of this Act.

27 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
28 1, 2022.