

HOUSE BILL 430

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5lr2190

By: **Delegate Cullison**

Introduced and read first time: January 16, 2025

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Employed Individuals With Disabilities Program – Upper Age Limit –**
3 **Prohibition**

4 FOR the purpose of prohibiting the Maryland Department of Health from establishing an
5 upper age limit on eligibility to receive Employed Individuals with Disabilities
6 Program services; and generally relating to the Employed Individuals with
7 Disabilities Program.

8 BY repealing and reenacting, without amendments,
9 Article – Health – General
10 Section 15–138(a)(1) and (2) and (b)
11 Annotated Code of Maryland
12 (2023 Replacement Volume and 2024 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Health – General
15 Section 15–138(e)
16 Annotated Code of Maryland
17 (2023 Replacement Volume and 2024 Supplement)

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

20 **Article – Health – General**

21 15–138.

22 (a) (1) In this section the following words have the meanings indicated.

23 (2) “EID Program” means the Employed Individuals with Disabilities
24 Program operated under the Maryland Medical Assistance Program.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) The Department shall provide health care services for individuals under the
2 EID Program in accordance with this section.

3 (e) The Department may not:

4 (1) Limit eligibility to receive EID Program services based on:

5 (i) The earned or unearned income of the applicant or the
6 applicant's spouse;

7 (ii) Any assets or resources of the applicant's or recipient's spouse
8 that are not joint assets for a recipient;

9 (iii) Any retirement account assets or resources for an applicant or a
10 recipient; or

11 (iv) Any assets or resources in an independence account established
12 for a recipient of EID Program services; [or]

13 (2) Establish as a prerequisite for eligibility to receive EID Program
14 services that an applicant apply for Social Security Disability Insurance benefits when the
15 applicant does not receive the benefits and has earnings that are above the substantial
16 gainful activity level established by the Social Security Administration; **OR**

17 **(3) ESTABLISH AN UPPER AGE LIMIT ON ELIGIBILITY TO RECEIVE**
18 **EID PROGRAM SERVICES.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2025.