

HOUSE BILL 989

O2, O1, Q7

6lr3033

By: **Delegates Lopez, Kaufman, and Wims**

Introduced and read first time: February 6, 2026

Assigned to: Health and Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **State Assistance for the Elderly – Calculation of Income**

3 FOR the purpose of providing that certain rental income may not be included in the
4 calculation of income for purposes of eligibility for any State tax credit, housing
5 assistance program, or medical assistance program; requiring the Department of
6 Aging to review each State tax credit, housing assistance program, and medical
7 assistance program and determine whether this Act is applicable; requiring the
8 Department to notify certain units of State government of the requirements of this
9 Act; and generally relating to the calculation of income for State tax credits, housing
10 assistance programs, or medical assistance programs.

11 BY repealing and reenacting, without amendments,
12 Article – Human Services
13 Section 10–101(a) and (e)
14 Annotated Code of Maryland
15 (2019 Replacement Volume and 2025 Supplement)

16 BY adding to
17 Article – Human Services
18 Section 10–215
19 Annotated Code of Maryland
20 (2019 Replacement Volume and 2025 Supplement)

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

23 **Article – Human Services**

24 10–101.

25 (a) In this title the following words have the meanings indicated.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (e) "Department" means the Department of Aging.

2 **10-215.**

3 (A) THIS SECTION APPLIES TO ANY STATE TAX CREDIT, HOUSING
4 ASSISTANCE PROGRAM, OR MEDICAL ASSISTANCE PROGRAM THAT:

5 (1) IS DESIGNED TO ASSIST ELDERLY INDIVIDUALS; AND

6 (2) LIMITS ELIGIBILITY TO INDIVIDUALS WITH LESS THAN A CERTAIN
7 AMOUNT OF INCOME.

8 (B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE CALCULATION
9 OF INCOME FOR PURPOSES OF ELIGIBILITY FOR ANY STATE TAX CREDIT, HOUSING
10 ASSISTANCE PROGRAM, OR MEDICAL ASSISTANCE PROGRAM MAY NOT INCLUDE
11 INCOME THAT AN INDIVIDUAL RECEIVES FROM RENTING A PORTION OF THE
12 INDIVIDUAL'S PRIMARY RESIDENCE.

13 (C) THE DEPARTMENT SHALL:

14 (1) REVIEW EACH STATE TAX CREDIT, HOUSING ASSISTANCE
15 PROGRAM, AND MEDICAL ASSISTANCE PROGRAM AND DETERMINE WHETHER THIS
16 SECTION APPLIES; AND

17 (2) IF THE DEPARTMENT DETERMINES THAT THIS SECTION APPLIES,
18 NOTIFY THE UNIT OF STATE GOVERNMENT RESPONSIBLE FOR ADMINISTERING THE
19 CREDIT OR PROGRAM OF THE LIMITATION ON THE CALCULATION OF INCOME UNDER
20 SUBSECTION (B) OF THIS SECTION.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
22 1, 2026.