

SENATE BILL 792

J3, E4

6lr3460

By: Senator Lam

Introduced and read first time: February 6, 2026

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Hospitals – Immigration Enforcement Action – Policy Requirement**

3 FOR the purpose of requiring the State Health Services Cost Review Commission to develop
4 and publish a model policy relating to immigration enforcement actions at hospitals;
5 requiring certain hospitals in the State to develop a policy relating to immigration
6 enforcement actions; and generally relating to hospitals and immigration
7 enforcement policies.

8 BY repealing and reenacting, without amendments,

9 Article – Health – General

10 Section 19–201(a) and (c) and 19–207(a)

11 Annotated Code of Maryland

12 (2023 Replacement Volume and 2025 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Health – General

15 Section 19–207(b)

16 Annotated Code of Maryland

17 (2023 Replacement Volume and 2025 Supplement)

18 BY adding to

19 Article – Health – General

20 Section 19–306

21 Annotated Code of Maryland

22 (2023 Replacement Volume and 2025 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**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 19-201.

2 (a) In this subtitle the following words have the meanings indicated.

3 (c) "Commission" means the State Health Services Cost Review Commission.

4 19-207.

5 (a) In addition to the powers set forth elsewhere in this subtitle, the Commission
6 may:

7 (1) Adopt rules and regulations to carry out the provisions of this subtitle;

8 (2) Create committees from among its members;

9 (3) Appoint advisory committees, which may include individuals and
10 representatives of interested public or private organizations;

11 (4) Apply for and accept any funds, property, or services from any person
12 or government agency;

13 (5) Make agreements with a grantor or payor of funds, property, or
14 services, including an agreement to make any study, plan, demonstration, or project;

15 (6) Publish and give out any information that relates to the financial
16 aspects of health care and is considered desirable in the public interest; and

17 (7) Subject to the limitations of this subtitle, exercise any other power that
18 is reasonably necessary to carry out the purposes of this subtitle.

19 (b) In addition to the duties set forth elsewhere in this subtitle, the Commission
20 shall:

21 (1) Adopt rules and regulations that relate to its meetings, minutes, and
22 transactions;

23 (2) Keep minutes of each meeting;

24 (3) Prepare annually a budget proposal that includes the estimated income
25 of the Commission and proposed expenses for its administration and operation;

26 (4) Within a reasonable time after the end of each facility's fiscal year or
27 more often as the Commission determines, prepare from the information filed with the
28 Commission any summary, compilation, or other supplementary report that will advance
29 the purposes of this subtitle;

30 (5) Periodically participate in or do analyses and studies that relate to:

- 1 (i) Health care costs;
- 2 (ii) The financial status of any facility; or
- 3 (iii) Any other appropriate matter;

4 (6) On or before May 1 of each year, submit to the Governor, to the
5 Secretary, and, subject to § 2-1257 of the State Government Article, to the General
6 Assembly an annual report on the operations and activities of the Commission during the
7 preceding fiscal year, including:

8 (i) A copy of each summary, compilation, and supplementary report
9 required by this subtitle;

10 (ii) Budget information regarding the Health Services Cost Review
11 Commission Fund, including:

12 1. Any balance remaining in the Fund at the end of the
13 previous fiscal year; and

14 2. The percentage of the total annual costs of the
15 Commission that is represented by the balance remaining in the Fund at the end of the
16 previous fiscal year;

17 (iii) A summary of the Commission's role in hospital quality of care
18 activities, including information about the status of any pay for performance initiatives;

19 (iv) An update on the status of the State's compliance with the
20 provisions of the all-payer model contract that includes:

21 1. Performance in limiting inpatient and outpatient hospital
22 per capita cost growth for all payers;

23 2. Annual progress toward achieving the State's financial
24 targets established by the all-payer model contract;

25 3. A summary of the work conducted, recommendations
26 made, including recommendations made by workgroups created to provide technical input
27 and advice, and Commission action on activities related to the all-payer model contract;

28 4. Actions approved by the Commission to promote
29 alternative methods of rate determination and payment of an experimental nature, as
30 authorized under § 19-219(c)(2) of this subtitle;

31 5. Reports submitted to the federal Center for Medicare and
32 Medicaid Innovation relating to the all-payer model contract;

10 (v) Any other fact, suggestion, or policy recommendation that the
11 Commission considers necessary;

14 (8) If the Centers for Medicare and Medicaid Services issues a warning
15 notice related to a “triggering event” as described in the all-payer model contract, provide
16 written notification to the Governor, the Secretary, and, subject to § 2-1257 of the State
17 Government Article, the General Assembly within 15 days after the issuance of the notice:

25 19-306.

26 (A) (1) THE REQUIREMENTS OF THIS SUBSECTION DO NOT APPLY TO A
27 HOSPITAL OPERATED BY A UNIT OF STATE OR LOCAL GOVERNMENT REQUIRED TO
28 IMPLEMENT A POLICY CONSISTENT WITH THE GUIDANCE OF THE ATTORNEY
29 GENERAL UNDER § 6-111 OF THE STATE GOVERNMENT ARTICLE.

33 (I) JANUARY 1, 2027: QR

(II) 3 MONTHS AFTER THE COMMISSION PUBLISHES A MODEL
POLICY UNDER § 19–207(B)(10) OF THIS TITLE.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
10 1, 2026.