

# HOUSE BILL 1341

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CF SB 953

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By: **Delegate James**

Introduced and read first time: February 16, 2012

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Medicaid Sustainability Commission**

3 FOR the purpose of establishing the Medicaid Sustainability Commission; providing  
4 for the membership, chair, and staffing of the Commission; prohibiting a  
5 member of the Commission from receiving certain compensation, but  
6 authorizing the reimbursement of certain expenses; requiring the Commission  
7 to study and make recommendations regarding certain matters relating to the  
8 sustainability of the Maryland Medical Assistance Program; requiring the  
9 Commission to consider certain input when performing its duties; requiring  
10 certain recommendations of the Commission to provide for a plan to develop an  
11 alternative to a certain assessment; requiring the Commission to make certain  
12 reports to the Governor and certain committees of the General Assembly on or  
13 before certain dates; declaring the intent of the General Assembly; providing for  
14 the termination of this Act; and generally relating to the Medicaid  
15 Sustainability Commission.

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That:

18 (a) There is a Medicaid Sustainability Commission.

19 (b) (1) The Commission consists of the following members:

20 (i) the Lieutenant Governor;

21 (ii) the Secretary of Health and Mental Hygiene;

22 (iii) the Secretary of Budget and Management;

23 (iv) the Chairman of the Health Services Cost Review  
24 Commission;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (v) three members of the public appointed by the Governor;

2 (vi) two members of the public appointed by the President of the  
3 Senate; and

4 (vii) two members of the public appointed by the Speaker of the  
5 House.

6 (2) The members of the public who are appointed under this  
7 subsection shall:

8 (i) be stakeholders with expertise in the Medicaid program; and

9 (ii) include physician, hospital, nursing home, and managed  
10 care organization representatives in the State.

11 (3) To the extent practicable, the Governor and the presiding officers  
12 of the General Assembly shall attempt to ensure regional, ethnic, and gender diversity  
13 on the Commission.

14 (c) The Governor shall designate the chair of the Commission.

15 (d) The Department of Health and Mental Hygiene and Department of  
16 Budget and Management shall provide staff for the Commission.

17 (e) A member of the Commission:

18 (1) may not receive compensation as a member of the Commission; but

19 (2) is entitled to reimbursement for expenses under the Standard  
20 State Travel Regulations, as provided in the State budget.

21 (f) (1) The Commission shall study and make recommendations  
22 regarding:

23 (i) current State funding sources of the Maryland Medical  
24 Assistance Program (Medicaid);

25 (ii) short-term and long-term funding needs of Medicaid,  
26 including planned program expansions and restructuring under the federal Patient  
27 Protection and Affordable Care Act;

28 (iii) short-term and long-term options to reduce the growth in  
29 costs of Medicaid; and

1 (iv) short-term and long-term options for sustainable,  
2 long-term revenue sources for Medicaid, including revenue measures that will not  
3 negatively impact the State's Medicare waiver or federal health care provider tax  
4 requirements.

5 (2) In performing its duties under this subsection, the Commission  
6 shall consider the input of stakeholders not represented on the Commission and the  
7 work of other Medicaid-related reform workgroups.

8 (3) The recommendations made by the Commission under this  
9 subsection shall provide for a plan to develop an alternative to the assessment under §  
10 19-214(d)(1)(ii) of the Health – General Article.

11 (g) On or before December 15, 2012, the Commission shall submit an interim  
12 report of its findings and recommendations that are specific and actionable to the  
13 Governor and, in accordance with § 2-1246 of the State Government Article, the  
14 Senate Budget and Taxation Committee, the Senate Finance Committee, the House  
15 Appropriations Committee, and the House Health and Government Operations  
16 Committee.

17 (h) On or before June 30, 2013, the Commission shall submit a final report of  
18 its findings and recommendations that are specific and actionable to the Governor  
19 and, in accordance with § 2-1246 of the State Government Article, the Senate Budget  
20 and Taxation Committee, the Senate Finance Committee, the House Appropriations  
21 Committee, and the House Health and Government Operations Committee.

22 (i) It is the intent of the General Assembly that the recommendations of the  
23 Commission be implemented no later than fiscal year 2015 with the effect of replacing  
24 the assessment under § 19-214(d)(1)(ii) of the Health – General Article.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 July 1, 2012. It shall remain effective for a period of 2 years and, at the end of June  
27 30, 2014, with no further action required by the General Assembly, this Act shall be  
28 abrogated and of no further force and effect.