

for the cost of treatment subject to the limitations in subsection (b) of this section.

(b) [No] A person [or persons] liable for repayment under subsection (a) [shall be] OF THIS SECTION IS NOT liable for more than the sum of:

(1) Any proceeds of insurance, group health plan, or prepaid medical care [, provided that such] IF THE proceeds are paid to the insured and are paid by the insurer by reason of liability for the payment of the cost of medical treatment[, ]; and

(2) THE LESSER OF:

(I) Five percent of the adjusted gross income, as defined in the United ~~9~~States States Internal Revenue Code for purposes of the federal income tax [and as amended from time to time, of such] OF THE person [or persons], less the yearly premiums [such] THAT THE person [or persons have] HAS paid on insurance which resulted in proceeds under [subsection (b) (1) hereof.] PARAGRAPH (1) OF THIS SUBSECTION; OR

(II) AN AMOUNT THAT THE DEPARTMENT SETS IN ACCORDANCE WITH §601 OF THIS ARTICLE.

(C) Nothing in this section shall be construed to affect any arrangement for payment of costs directly to a medical provider by an insurance company, group health plan, or prepaid medical care plan.

[(c)](D) If a patient loses his certification as a patient under this subtitle, the person [or persons] liable for repayment to the State of the cost of care shall repay to the date of [such] THE loss as provided in [paragraphs (1) and (2) of] subsection (b) of this section, but the person [or persons so liable shall] IS not [be] liable for any payment based on the portion of insurance proceeds or adjusted gross income received after the date of the loss of certification.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1977.

Approved April 29, 1977.

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CHAPTER 182

(Senate Bill 456)

AN ACT concerning

St. Mary's County - Alcoholic Beverages