

Article 88A - Social Services Administration

[16.

Notwithstanding any Maryland law, rule, regulation or formula to the contrary, no state, city or county board of social services or other agency shall decrease the amount of assistance paid any recipient under any section of this article, nor shall any such agency declare any person ineligible or reduce his entitlement under the State medicaid program solely because social security payments received by him have been increased; provided, that the provisions of this section shall be effective only to the extent that the provisions do not conflict with federal requirements for the administration of the public assistance program in Maryland.]

SECTION 2. AND BE IT FURTHER ENACTED, That new Section 42H be and it is hereby added to Article 43 - Health, of the Annotated Code of Maryland (1971 Replacement Volume and 1976 Supplement) to read as follows:

Article 43 - Health

42H.

(A) A PERSON MAY NOT BE DECLARED INELIGIBLE UNDER THE STATE MEDICAL ASSISTANCE PROGRAM SOLELY BECAUSE SOCIAL SECURITY BENEFITS RECEIVED BY HIM HAVE BEEN INCREASED UNLESS HE IS DEEMED INELIGIBLE AS A RESULT OF SUCH INCREASE UNDER APPLICABLE REGULATIONS OF THE UNITED STATES DEPARTMENT OF HEALTH, EDUCATION AND WELFARE AND FEDERAL MATCHING FUNDS FOR THE STATE MEDICAID PROGRAM WITH RESPECT TO THAT PERSON ARE NOT AVAILABLE.

(B) THIS SECTION IS EFFECTIVE ONLY TO THE EXTENT THAT THE PROVISIONS DO NOT CONFLICT WITH FEDERAL REQUIREMENTS FOR THE ADMINISTRATION OF THE PROGRAM IN THE STATE.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1977.

Approved April 29, 1977.

CHAPTER 191

(Senate Bill 611)