

~~(i) Funds of the Account may only be transferred from the Account as provided in this section and are not subject to transfer by budget amendment.~~

~~(j) (1) Except as provided in paragraph (2) of this subsection and § 13-200(g) of the Tax Property Article, for fiscal year 2007 and for each subsequent fiscal year, the Governor shall include in the budget bill an appropriation to the Account equal to the amount by which the unappropriated General Fund surplus as of June 30 of the second preceding fiscal year exceeds \$10,000,000.~~

~~(2) The appropriation required under this subsection for any fiscal year may be reduced by the amount of any appropriation to the Account required to be included for that fiscal year under subsection (c) of this section.~~

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) There is a Medicare Part D Stopgap Program in the Department of Aging and the Department of Health and Mental Hygiene.

(b) ~~The Program is for individuals who are eligible for Medicare Part D, including individuals with disabilities and individuals who are at least 65 years old.~~

(b) The purpose of the Program is to assist Medicare beneficiaries, including beneficiaries with disabilities and beneficiaries who are at least 65 years old, in obtaining Medicare Part D benefits.

(c) (1) ~~Notwithstanding § 7-311 of the State Finance and Procurement Article, the Governor may transfer by budget amendment \$10,000,000 from the Revenue Stabilization Account to the Department of Aging to:~~

~~(i) reimburse individuals, pharmacists, providers, and local governments for pharmacy costs incurred from January 1, 2006, to June 30, 2006, as a result of the implementation of Medicare Part D; and~~

(ii) provide up to \$5,000,000. The Governor may provide in the fiscal 2007 budget of the Department of Aging \$2,000,000 for distribution to local area agencies on aging for outreach, education, and counseling of individuals regarding Medicare Part D.

(2) ~~The appropriation required authorized~~ under paragraph ~~(1)(ii)~~ (1) of this subsection shall be apportioned by jurisdiction based on the latest census of:

(i) individuals who are eligible for Medicare Part D; and

(ii) the number of dually eligible individuals in the jurisdiction.

~~(d) (1) The Department of Health and Mental Hygiene shall provide immediate authorization for payment to pharmacies for individuals for:~~

~~(i) deductibles or co-payments that were inappropriately charged in excess of deductibles or co-payments that are authorized under the low income subsidy;~~