

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect January 1, 2006.

Enacted January 17, 2006.

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**CHAPTER 3**

**(House Bill 1284)**

AN ACT concerning

**Fair Share Health Care Fund Act**

FOR the purpose of establishing the Fair Share Health Care Fund; establishing the purpose of the Fund; providing that the Fund consists of certain payments made by employers in connection with a certain health care payroll assessment; providing that the Fund is a special, nonlapsing fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; requiring that investment earnings of the Fund be retained in the Fund; requiring the interest on and other income from the Fund be separately accounted for; requiring the Fund to be used to support the operations of the Maryland Medical Assistance Program; providing that certain provisions of this Act apply to certain employers; requiring certain employers to submit certain information to the Secretary of Labor, Licensing, and Regulation; requiring the Secretary to adopt certain regulations that provide for the submission of a certain designation and affidavit; providing that a certain employer may exempt certain wages when calculating a certain percentage; requiring a certain employer to make a certain payment to the Secretary under certain circumstances and in a certain manner; prohibiting a certain employer from making a certain deduction; providing for a certain ~~penalty~~ penalties; requiring the Secretary to make a certain verification, adopt certain regulations, and make a certain payment to a certain fund; requiring the Secretary to report certain information to the Governor and the General Assembly on or before a certain date each year; defining certain terms; providing for a delayed effective date; and generally relating to requiring certain employers to pay a certain assessment for employee health insurance costs.

BY adding to

Article – Health – General  
 Section 15–142  
 Annotated Code of Maryland  
 (2000 Replacement Volume and 2004 Supplement)

BY adding to

Article – Labor and Employment  
 Section 8.5–101 through ~~8.5–106~~ 8.5–107, inclusive, to be under the new title  
 “Title 8.5. Health Care Payroll Assessment”