

- (1) AN INSURER;
- (2) A NONPROFIT SERVICE PLAN;
- (3) A HEALTH MAINTENANCE ORGANIZATION; OR
- (4) ANY OTHER PERSON THAT PROVIDES HEALTH BENEFIT PLANS SUBJECT TO REGULATION BY THE STATE.

(B) THERE IS A CHILDREN AND FAMILIES HEALTH CARE PROGRAM.

(C) THE CHILDREN AND FAMILIES HEALTH CARE PROGRAM SHALL PROVIDE, SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET AND ANY OTHER REQUIREMENTS IMPOSED BY THE STATE AND AS PERMITTED BY FEDERAL LAW OR WAIVER, COMPREHENSIVE MEDICAL CARE AND OTHER HEALTH CARE SERVICES TO AN INDIVIDUAL WHO HAS A FAMILY INCOME AT OR BELOW 200 PERCENT OF THE FEDERAL POVERTY LEVEL AND WHO IS UNDER THE AGE OF 19 YEARS.

(D) ON OR BEFORE JULY 1, 1999, THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL DEVELOP AND IMPLEMENT A PROGRAM TO PROVIDE COMPREHENSIVE MEDICAL CARE AND OTHER HEALTH CARE SERVICES TO ELIGIBLE INDIVIDUALS WITH A FAMILY INCOME THAT IS ABOVE 185 PERCENT OF THE FEDERAL POVERTY LEVEL BUT DOES NOT EXCEED 200 PERCENT OF THE FEDERAL POVERTY LEVEL THROUGH EMPLOYER SPONSORED HEALTH BENEFIT PLANS OR INDIVIDUAL HEALTH BENEFIT PLANS.

(E) THE CHILDREN AND FAMILIES HEALTH CARE PROGRAM SHALL BE ADMINISTERED THROUGH:

(1) THE PROGRAM UNDER SUBTITLE 1 OF THIS TITLE REQUIRING INDIVIDUALS TO ENROLL IN MANAGED CARE ORGANIZATIONS; OR

(2) THE PROGRAM DEVELOPED UNDER SUBSECTION (D) OF THIS SECTION.

(F) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, UPON IMPLEMENTATION OF THE PROGRAM UNDER SUBSECTION (D) OF THIS SECTION, AN INDIVIDUAL WITH A FAMILY INCOME THAT IS ABOVE 185 PERCENT OF THE FEDERAL POVERTY LEVEL BUT DOES NOT EXCEED 200 PERCENT OF THE FEDERAL POVERTY LEVEL IS NOT ELIGIBLE FOR THE PROGRAM UNDER SUBTITLE 1 OF THIS TITLE AND IS ONLY ELIGIBLE TO RECEIVE A VOUCHER TO COVER THE COSTS OF DEPENDENT COVERAGE IF:

(I) DEPENDENT COVERAGE IS AVAILABLE TO THE INDIVIDUAL UNDER AN EMPLOYER SPONSORED HEALTH BENEFIT PLAN OR AN INDIVIDUAL HEALTH BENEFIT PLAN; AND

(II) DEPENDENT COVERAGE UNDER AN EMPLOYER SPONSORED HEALTH BENEFIT PLAN OR INDIVIDUAL HEALTH BENEFIT PLAN HAS BEEN CERTIFIED BY THE SECRETARY UNDER PARAGRAPH (4) OF THIS SUBSECTION AT THE TIME THE INDIVIDUAL IS DETERMINED TO BE ELIGIBLE FOR THE CHILDREN AND FAMILIES HEALTH CARE PROGRAM.