

Chapter 302

(House Bill 6)

AN ACT concerning

Maryland Medical Assistance Program – Dental Coverage for Adults

FOR the purpose of requiring the Maryland Medical Assistance Program, beginning on a certain date and subject to certain limitations, to provide certain dental ~~care~~ services for certain adults; repealing certain provisions of law requiring the implementation of a pilot program to provide limited dental coverage to adult recipients under the Program; and generally relating to dental ~~care~~ services under the Maryland Medical Assistance Program.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–103(a)(2)(ii) and (xvii)
Annotated Code of Maryland
(2019 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–103(a)(2)(x) and (xiii)
Annotated Code of Maryland
(2019 Replacement Volume and 2021 Supplement)

BY repealing
Article – Health – General
Section 15–141
Annotated Code of Maryland
(2019 Replacement Volume and 2021 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Health – General

15–103.

(a) (2) The Program:

(ii) Shall provide, subject to the limitations of the State budget, comprehensive medical, dental, and other health care services for all eligible pregnant women whose family income is at or below 250 percent of the poverty level for the duration of the pregnancy and for 1 year immediately following the end of the woman’s pregnancy, as permitted by the federal law;

(x) Subject to the limitations of the State budget, and as permitted by federal law:

1. Shall provide comprehensive medical care, **DENTAL CARE**, and other health care services for former foster care adolescents who, on their 18th birthday, were in foster care under the responsibility of the State and are not otherwise eligible for Program benefits; **AND**

2. May provide comprehensive medical care, **DENTAL CARE**, and other health care services for former foster care adolescents who, on their 18th birthday, were in foster care under the responsibility of any other state or the District of Columbia; [and

3. May provide comprehensive dental care for former foster care adolescents who, on their 18th birthday, were in foster care under the responsibility of the State;]

(xiii) 1. Beginning on January 1, 2019, may provide, subject to the limitations of the State budget, and as permitted by federal law, dental services for adults whose annual household income is at or below 133 percent of the poverty level; **AND**

2. **BEGINNING ON JANUARY 1, 2023, SHALL PROVIDE, SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET, AND AS PERMITTED BY FEDERAL LAW, COMPREHENSIVE DENTAL CARE SERVICES, INCLUDING DIAGNOSTIC, PREVENTIVE, RESTORATIVE, AND PERIODONTAL SERVICES, FOR ADULTS WHOSE ANNUAL HOUSEHOLD INCOME IS AT OR BELOW 133 PERCENT OF THE FEDERAL POVERTY LEVEL;**

(xvii) Beginning on January 1, 2022, may not include, subject to federal approval and limitations of the State budget, a frequency limitation on covered dental prophylaxis care or oral health exams that requires the dental prophylaxis care or oral health exams to be provided at an interval greater than 120 days within a plan year.

[15–141.

(a) On or before September 1, 2018, the Department shall apply to the Centers for Medicare and Medicaid Services for an amendment to the State’s § 1115 HealthChoice Demonstration waiver to implement a pilot program to provide limited dental coverage to adult Program recipients.

(b) If the amendment is approved under subsection (a) of this section, the Department shall administer the pilot program.

(c) The Department may limit:

- (1) Participation in the pilot program to Program recipients who are:
 - (i) Dually eligible for health care coverage under both the Program and Medicare and for whom the Department may obtain federal matching funds; and
 - (ii) Of a certain age;
- (2) The total number of participants in the pilot program; and
- (3) Operation of the pilot program to certain geographic regions of the State.]

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect January 1, 2023.

Approved by the Governor, May 12, 2022.