

**HB0443/693727/1**

BY: Delegate Eckardt

AMENDMENTS TO HOUSE BILL 443  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, before “requiring” insert “requiring the Maryland Health Benefit Exchange Fund to be used to subsidize certain uncompensated care under certain circumstances:”.

On page 2, in line 41, before “31-108,” insert “31-107,”.

AMENDMENT NO. 2

On page 14, before line 3, insert:

“31-107.

(a) There is a Maryland Health Benefit Exchange Fund.

(b) The purpose of the Fund is to provide funding for the operation and administration of the Exchange in carrying out the purposes of the Exchange under this title.

(c) The Exchange shall administer the Fund.

(d) (1) The Fund is a special, nonlapsing fund that is not subject to § 7-302 of the State Finance and Procurement Article.

(2) The State Treasurer shall hold the Fund separately, and the Comptroller shall account for the Fund.

(e) The Fund consists of:

(Over)

- (1) any user fees or other assessments collected by the Exchange;
- (2) income from investments made on behalf of the Fund;
- (3) interest on deposits or investments of money in the Fund;
- (4) money collected by the Board as a result of legal or other actions taken by the Board on behalf of the Exchange or the Fund;
- (5) money donated to the Fund;
- (6) money awarded to the Fund through grants; and
- (7) any other money from any other source accepted for the benefit of the Fund.

(f) **(1) [The] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE** Fund may be used only to provide funding for the operation and administration of the Exchange in carrying out the purposes authorized under this title.

**(2) IF THE FUND ACCUMULATES REVENUES THAT EXCEED THE LEVEL OF EXPENDITURES NEEDED TO OPERATE AND ADMINISTER THE EXCHANGE IN CARRYING OUT THE PURPOSES AUTHORIZED UNDER THIS TITLE, THE FUND SHALL BE USED TO SUBSIDIZE UNCOMPENSATED CARE COSTS INCURRED BY HOSPITALS IN THE STATE.**

(g) (1) The State Treasurer shall invest the money of the Fund in the same manner as other State money may be invested.

(2) Any investment earnings of the Fund shall be credited to the Fund.

(3) No part of the Fund may revert or be credited to the General Fund or any special fund of the State.

(h) A debt or an obligation of the Fund is not a debt of the State or a pledge of credit of the State.”.