

Notwithstanding the provisions of §§ 6 and 8 of this article, if it appears to the Board member to whom a claim is assigned, prior to taking action upon the claim, that (a) the claim is one with respect to which an award probably will be made, and (b) undue hardship will result to the claimant if immediate payment is not made, the Board member may make an emergency award to the claimant pending a final decision in the case. However, (1) the amount of the emergency award shall not exceed \$1,000 plus the cost of medical expenses allowed under § 15-127(e) of the Health General Article, (2) the amount of the emergency award shall be deducted from any final award made to the claimant, and (3) the excess of the amount of the emergency award over the final award, or the full amount of the emergency award if no final award is made, shall be repaid by the claimant to the Board.

(a) If a physician or a hospital provides any [physical examination of] OF THE SERVICES DESCRIBED IN SUBSECTION (B) OF THIS SECTION TO a victim of an alleged rape or sexual offense [to gather information and evidence as to the alleged crime, these services], THE SERVICES shall be provided without charge to the individual AND THE PHYSICIAN OR HOSPITAL IS ENTITLED TO BE PAID BY THE DEPARTMENT FOR THE COSTS OF PROVIDING THE SERVICES.

(b) [The physician or hospital is entitled to be paid by the Department for the costs of providing these services] THE SERVICES TO WHICH THIS SECTION APPLIES ARE:

(1) A PHYSICAL EXAMINATION TO GATHER INFORMATION AND EVIDENCE AS TO THE ALLEGED CRIME; AND

(2) EMERGENCY HOSPITAL TREATMENT AND FOLLOW-UP MEDICAL TESTING FOR UP TO 90 DAYS AFTER THE INITIAL PHYSICAL EXAMINATION IN SUBSECTION (A) OF THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1986.

Approved May 13, 1986.

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CHAPTER 459

(House Bill 522)

AN ACT concerning

Medical Assistance Program - Statewide  
Evaluation and Planning Services

FOR the purpose of requiring a comprehensive preadmission evaluation for certain individuals seeking admission to a licensed nursing home who are eligible or would become eligible for Medical Assistance within a certain period;