

HOUSE BILL 231

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5lr1853
CF SB 110

By: ~~Delegate Hammen~~ Delegates Hammen, Pendergrass, Angel, Barron, Bromwell, Cullison, Hayes, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Sample-Hughes, West, and K. Young

Introduced and read first time: February 2, 2015
Assigned to: Health and Government Operations

Committee Report: Favorable with amendments
House action: Adopted
Read second time: February 25, 2015

CHAPTER _____

1 AN ACT concerning

2 **Developmental Disabilities Administration – Low Intensity Support Services –**
3 **Definition**

4 FOR the purpose of altering the definition of “low intensity support services” as it relates
5 to the Low Intensity Support Services Program in the Developmental Disabilities
6 Administration; and generally relating to the Developmental Disabilities
7 Administration and low intensity support services.

8 BY repealing and reenacting, with amendments,
9 Article – Health – General
10 Section 7–717
11 Annotated Code of Maryland
12 (2009 Replacement Volume and 2014 Supplement)

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

15 **Article – Health – General**

16 7–717.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) (1) In this part, “low intensity support services” means a program designed
2 to:

3 (i) Enable a family to provide for the needs of a child or an adult
4 [with developmental disability] **WHO IS** living in the home **AND HAS A SEVERE CHRONIC**
5 **DISABILITY THAT:**

6 **1. IS ATTRIBUTABLE TO A PHYSICAL OR MENTAL**
7 **IMPAIRMENT, OTHER THAN THE SOLE DIAGNOSIS OF MENTAL ILLNESS, OR TO A**
8 **COMBINATION OF PHYSICAL AND MENTAL IMPAIRMENTS; AND**

9 **2. IS LIKELY TO CONTINUE INDEFINITELY; or**

10 (ii) Support an adult [with developmental disability] **WHO IS** living
11 in the community **AND HAS A SEVERE CHRONIC DISABILITY THAT:**

12 **1. IS ATTRIBUTABLE TO A PHYSICAL OR MENTAL**
13 **IMPAIRMENT, OTHER THAN THE SOLE DIAGNOSIS OF MENTAL ILLNESS, OR TO A**
14 **COMBINATION OF PHYSICAL AND MENTAL IMPAIRMENTS; AND**

15 **2. IS LIKELY TO CONTINUE INDEFINITELY.**

16 (2) “Low intensity support services” includes the services and items listed
17 in §§ 7–701(d) and 7–706(c) of this subtitle.

18 (b) There is a Low Intensity Support Services Program in the Administration.

19 (c) Low intensity support services shall be flexible to meet the needs of
20 individuals or families.

21 (d) (1) The Administration shall establish a cap of no less than \$2,000 of low
22 intensity support services per individual per fiscal year to a qualifying individual.

23 (2) The Administration may waive the cap on low intensity support
24 services provided under paragraph (1) of this subsection.

25 (e) (1) An individual seeking low intensity support services is not required to:

26 (i) Submit an application to the Department as provided in § 7–403
27 of this title; or

28 (ii) Complete an application for the Medical Assistance Program if
29 the low intensity support services will be provided to a minor.

30 (2) The Department may develop a simplified application process for low
31 intensity support services.

1 (f) The Administration shall deliver services to an eligible individual seeking low
2 intensity support services dependent on the availability and allocation of funds provided by
3 the Administration.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 ~~October~~ July 1, 2015.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.