

# HOUSE BILL 1244

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CF SB 1027

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By: ~~Delegates Guyton and Bagnall~~, Bagnall, Pena-Melnyk, Cullison, Alston, Bhandari, Chisholm, Guzzone, Hill, Hutchinson, S. Johnson, Kaiser, Kerr, Kipke, Lopez, Martinez, M. Morgan, Reilly, Rosenberg, Szeliga, Taveras, Woods, Woorman, and Ross

Introduced and read first time: February 7, 2025

Assigned to: Health and Government Operations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 3, 2025

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Maryland Developmental Disabilities Administration Waiver Advisory Council –**  
3 **Establishment**

4 FOR the purpose of establishing the Maryland Developmental Disabilities Administration  
5 Waiver Advisory Council to advise and provide recommendations to the  
6 Developmental Disabilities Administration on system design, service delivery, and  
7 quality enhancement strategies for the Medicaid waiver programs operated by the  
8 Administration; and generally relating to the Maryland Developmental Disabilities  
9 Administration Waiver Advisory Council.

10 BY adding to

11 Article – Health – General

12 Section 7–12B–01 through 7–12B–05 to be under the new subtitle “Subtitle 12B.

13 Maryland Developmental Disabilities Administration Waiver Advisory  
14 Council”

15 Annotated Code of Maryland

16 (2023 Replacement Volume and 2024 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Health – General**

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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 (II) TWO LICENSED PROVIDERS OF RESIDENTIAL AND DAY  
2 SERVICES;

3 (III) TWO CERTIFIED PROVIDERS OF SERVICES INCLUDING  
4 EMPLOYMENT, PERSONAL SUPPORT, TECHNOLOGY, AND TRANSPORTATION;

5 (IV) ONE COORDINATION OF COMMUNITY SERVICES PROVIDER;

6 (V) ONE FINANCIAL MANAGEMENT AND COUNSELING SERVICES  
7 PROVIDER;

8 (VI) ONE REPRESENTATIVE OF AN ETHNIC ADVOCACY GROUP IN  
9 THE STATE;

10 (VII) ONE REPRESENTATIVE OF THE MARYLAND CENTER FOR  
11 DEVELOPMENTAL DISABILITIES;

12 (VIII) ONE REPRESENTATIVE OF THE MARYLAND  
13 DEVELOPMENTAL DISABILITIES COUNCIL;

14 (IX) ONE REPRESENTATIVE OF THE SELF-DIRECTED  
15 ADVOCACY NETWORK OF MARYLAND;

16 (X) ONE REPRESENTATIVE OF THE PARENTS' PLACE OF  
17 MARYLAND;

18 (XI) ONE REPRESENTATIVE OF THE MARYLAND ASSOCIATION  
19 OF COMMUNITY SERVICES;

20 (XII) ONE REPRESENTATIVE OF THE ARC MARYLAND;

21 ~~(XI)~~ (XIII) THREE FAMILY MEMBERS WITH EXPERIENCE WITH  
22 SELF-DIRECTED SERVICES; AND

23 ~~(XII)~~ (XIV) THREE FAMILY MEMBERS WITH EXPERIENCE WITH  
24 TRADITIONAL SERVICES.

25 (2) THE COUNCIL CONSISTS OF THE FOLLOWING NONVOTING  
26 MEMBERS:

27 (I) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED  
28 BY THE PRESIDENT OF THE SENATE;

1 (II) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED  
2 BY THE SPEAKER OF THE HOUSE;

3 (III) THE DIRECTOR OF FEDERAL PROGRAMS AND INTEGRITY  
4 IN THE ADMINISTRATION;

5 (IV) ONE REPRESENTATIVE OF THE DEPARTMENT OF  
6 DISABILITIES, DESIGNATED BY THE SECRETARY OF DISABILITIES;

7 (V) ONE REPRESENTATIVE OF THE DEPARTMENT OF HOUSING  
8 AND COMMUNITY DEVELOPMENT, DESIGNATED BY THE SECRETARY OF HOUSING  
9 AND COMMUNITY DEVELOPMENT;

10 (VI) ONE REPRESENTATIVE OF THE DEPARTMENT OF HUMAN  
11 SERVICES, DESIGNATED BY THE SECRETARY OF HUMAN SERVICES;

12 (VII) ONE REPRESENTATIVE OF THE DIVISION OF  
13 REHABILITATION SERVICES IN THE STATE DEPARTMENT OF EDUCATION,  
14 DESIGNATED BY THE STATE SUPERINTENDENT OF SCHOOLS;

15 (VIII) THE FOLLOWING MEMBERS, DESIGNATED BY THE  
16 SECRETARY OF HEALTH:

17 1. ONE REPRESENTATIVE OF THE OFFICE OF LONG  
18 TERM SERVICES AND SUPPORTS;

19 2. ONE REPRESENTATIVE OF THE BEHAVIORAL  
20 HEALTH ADMINISTRATION;

21 3. ONE REPRESENTATIVE OF THE OFFICE OF HEALTH  
22 CARE QUALITY;

23 4. ONE REPRESENTATIVE OF THE ELIGIBILITY  
24 DETERMINATION DIVISION OF THE OFFICE OF ELIGIBILITY SERVICES; AND

25 5. ONE REPRESENTATIVE OF THE MARYLAND LONG  
26 TERM SERVICES AND SUPPORT SYSTEM PROGRAM MANAGEMENT OFFICE; AND

27 (IX) THE FOLLOWING MEMBERS, APPOINTED BY THE  
28 SECRETARY OF HEALTH:

29 1. ONE REPRESENTATIVE OF THE NATIONAL  
30 ASSOCIATION OF STATE DIRECTORS OF DEVELOPMENTAL DISABILITIES SERVICES;  
31 AND



1 TIMES, AGENDAS AND OTHER MEETING DOCUMENTS, AND RECORDED PAST  
2 MEETINGS OF THE COUNCIL.

3 (E) A MEMBER OF THE COUNCIL:

4 (1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE  
5 COUNCIL; BUT

6 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE  
7 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

8 (F) THE COUNCIL MAY PROVIDE TRAVEL ARRANGEMENTS, AS NECESSARY,  
9 FOR MEMBERS OF THE COUNCIL WITH DISABILITIES.

10 7-12B-04.

11 (A) (1) THE COUNCIL SHALL MEET ONCE EVERY 2 MONTHS IN A  
12 LOCATION THAT IS MADE PUBLICLY AVAILABLE AT LEAST 2 WEEKS BEFORE THE  
13 MEETING.

14 (2) THE COUNCIL MAY HOLD ADDITIONAL MEETINGS IF DETERMINED  
15 NECESSARY BY THE COCHAIRS.

16 (3) MEETINGS OF THE COUNCIL SHALL:

17 (I) BE OPEN TO THE PUBLIC AND RECORDED BY VIDEO;

18 (II) FOLLOW AGENDAS THAT ARE DISTRIBUTED AT LEAST 1  
19 WEEK BEFORE THE MEETING TO COUNCIL MEMBERS BY E-MAIL;

20 (III) CONCLUDE WITH A CLEAR UNDERSTANDING OF  
21 EXPECTATIONS AND ASSIGNMENTS FOR FUTURE STEPS;

22 (IV) PROVIDE ACCOMMODATIONS FOR INDIVIDUALS WITH  
23 DISABILITIES; AND

24 (V) INCLUDE TIME FOR PUBLIC COMMENT AFTER MEETING  
25 AGENDA ITEMS HAVE BEEN ADDRESSED.

26 (4) A MEETING OF THE COUNCIL MAY BE HELD VIRTUALLY IF  
27 DETERMINED NECESSARY BY THE COCHAIRS.

1           **(5) THE COUNCIL SHALL PROVIDE NOTICE OF ITS MEETINGS BY**  
2 **E-MAIL TO MEMBERS AT LEAST 1 WEEK BEFORE THE MEETING AND SHALL INCLUDE**  
3 **AN AGENDA AND ANY DOCUMENTS TO BE REVIEWED FOR THE MEETING.**

4           **(6) THE COUNCIL SHALL DISTRIBUTE MEETING MINUTES TO**  
5 **MEMBERS WITHIN 2 WEEKS AFTER EACH COUNCIL MEETING.**

6           **(B) THE COUNCIL MAY FORM WORKGROUPS THAT MAY MEET AS DIRECTED**  
7 **BY THE COCHAIRS.**

8           **(C) THE COUNCIL SHALL ESTABLISH A CODE OF CONDUCT FOR COUNCIL**  
9 **MEETINGS.**

10 **7-12B-05.**

11           **(A) THE COUNCIL SHALL PROVIDE ADVICE AND MAKE RECOMMENDATIONS**  
12 **TO THE ADMINISTRATION ON:**

13           **(1) ADMINISTRATION-OPERATED MEDICAID WAIVER PROGRAM**  
14 **SYSTEM DESIGN, INCLUDING WAIVER APPLICATION REGULATIONS AND POLICIES;**

15           **(2) SERVICE DELIVERY AND ACCESS TO SERVICES;**

16           **(3) FEDERAL WAIVER ASSURANCES;**

17           **(4) ENSURING ACCESS TO MEDICAID SERVICES;**

18           **(5) QUALITY ENHANCEMENT EFFORTS AND IMPROVEMENT**  
19 **STRATEGIES;**

20           **(6) COMMUNICATION WITH STAKEHOLDERS, INCLUDING A**  
21 **TRANSPARENT FEEDBACK PROCESS; AND**

22           **(7) COLLABORATIVE PROCESSES WITH STAKEHOLDERS.**

23           **(B) (1) THE COUNCIL SHALL VOTE ON THE ADVICE AND**  
24 **RECOMMENDATIONS TO PROVIDE TO THE ADMINISTRATION UNDER SUBSECTION (A)**  
25 **OF THIS SECTION.**

26           **(2) THE COUNCIL SHALL ATTEMPT TO REACH CONSENSUS AND ALL**  
27 **MEMBERS SHALL BE AFFORDED AN OPPORTUNITY TO BE HEARD.**

28           **(3) IF CONSENSUS CANNOT BE REACHED ON A PARTICULAR ISSUE,**  
29 **THE COUNCIL MAY VOTE WITH A 75% AGREEMENT THRESHOLD.**

1                   (4) (I) A COUNCIL MEMBER MAY NOT VOTE ON ANOTHER  
2 MEMBER’S BEHALF.

3                   (II) A COUNCIL MEMBER MAY DESIGNATE A PROXY FOR THE  
4 MEMBER.

5                   (III) A COUNCIL MEMBER’S PROXY MAY VOTE ON BEHALF OF A  
6 MEMBER ONLY IF THE PROXY IS ATTENDING THE MEETING FOR THE MEMBER.

7                   (IV) A COUNCIL MEMBER’S PROXY MAY NOT VOTE ON BEHALF OF  
8 THE PROXY.

9           SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the initial voting  
10 members of the Maryland Development Disabilities Administration Waiver Advisory  
11 Council shall expire as follows:

12                   (1) ~~18~~ 20 members in 2027; and

13                   (2) ~~17~~ 19 members in 2028.

14           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 October 1, 2025.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.