

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 475

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Aumann,”; in the same line, strike “and Wood” and substitute “Wood, Boteler, Boutin, Elliott, Hurson, McDonough, and Smigiel”; in line 2, strike “and Mental Retardation”; in lines 4 and 5, strike “facilities for the developmentally disabled to provide a certain service” and substitute “centers operated by the Department of Health and Mental Hygiene to provide respite care”; in lines 5 and 6, strike “facilities for the developmentally disabled” and substitute “centers”; in line 6, strike “number” and substitute “percentage”; in lines 6 and 7, strike “a certain service” and substitute “respite care”; in line 7, after the semicolon insert “providing that families caring for individuals with developmental disabilities in their homes shall have a certain choice of respite care;”; in line 8, after the first semicolon insert “providing that a certain appropriation shall be in addition to and may not supplant certain other funds; providing that certain funds may not be transferred for certain purposes;”; in the same line, after the second semicolon insert “requiring the Department to include a certain indicator in its annual budget submission; requiring the Department to include certain contact information on the Developmental Disabilities Administration website; requiring the Department to conduct a certain study and report, on or before a certain date, on the results of its study in a certain manner; providing for the termination of this Act;”; and in line 9, strike “and mental retardation”.

AMENDMENT NO. 2

On page 1, in line 20, strike “mental retardation”; in the same line, strike “OR”; in line 23, after “(b)” insert “(1)”; and in line 25, strike the colon.

On page 2, in line 1, strike “(1)”; in line 2, strike “MENTAL RETARDATION OR”; in lines 2 and 3, strike “; AND” and substitute a period; in line 4, strike the comma and substitute “;”

(I) THE HOLLY CENTER, THE POTOMAC CENTER, AND THE BRANDENBURG CENTER SHALL EACH;

(Over)

in the same line, strike “AT LEAST” and substitute “NOT MORE THAN”; and in line 5, after “CARE” insert “; AND”

(II) THE ROSEWOOD CENTER SHALL RESERVE AT LEAST 2 PERCENT, BUT NOT MORE THAN 4 PERCENT, OF ITS TOTAL BEDS FOR RESPITE CARE”.

AMENDMENT NO. 3

On page 2, after line 7, insert:

“(D) NOTWITHSTANDING SUBSECTION (B) OF THIS SECTION, FAMILIES CARING FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES IN THEIR HOMES SHALL HAVE A CHOICE OF OBTAINING RESPITE CARE IN A STATE RESIDENTIAL CENTER OR A COMMUNITY SETTING.”.

AMENDMENT NO. 4

On page 2, in line 8, strike “(D)” and substitute “(E) (1)”; in line 9, after “CARE” insert “IN A STATE RESIDENTIAL CENTER OR A COMMUNITY SETTING”; in line 10, strike “MENTAL RETARDATION AND”; and after line 11, insert:

“(2) (I) THE GENERAL FUND APPROPRIATION IN PARAGRAPH (1) OF THIS SUBSECTION SHALL BE IN ADDITION TO AND MAY NOT SUPPLANT FUNDS ALREADY BUDGETED FOR RESPITE CARE.

(II) NO FUNDS MAY BE TRANSFERRED FROM COMMUNITY SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES TO PAY FOR RESPITE CARE PROVIDED IN A STATE RESIDENTIAL CENTER.

(F) BEGINNING IN FISCAL YEAR 2006, THE DEPARTMENT SHALL INCLUDE IN THE MANAGING FOR RESULTS INDICATORS SUBMITTED WITH ITS ANNUAL BUDGET REQUEST AN INDICATOR OF THE SATISFACTION FAMILIES EXPERIENCE WITH RESPITE SERVICES PROVIDED IN A STATE RESIDENTIAL CENTER.”.

AMENDMENT NO. 5

On page 2, before line 12, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Health and

Mental Hygiene shall include contact information for each of the four State residential centers on the Developmental Disabilities Administration website under the list of providers in each region of the State, in order for families and individuals to contact the State residential centers to inquire about respite care.

SECTION 3. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene shall study the demand for respite beds in the State residential centers and, as part of the study, determine how many beds could potentially be reserved for respite care. On or before January 1, 2007, the Department shall report, in accordance with § 2-1246 of the State Government Article, to the Senate Finance Committee and House Health and Government Operations Committee on the results of its study.”;

in line 12, strike “2.” and substitute “4.”; and in line 13, after the period insert “It shall remain effective for a period of 3 years and, at the end of September 30, 2007, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.