

# HOUSE BILL 1226

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CF SB 920

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By: **Delegate Hubbard**

Introduced and read first time: February 18, 2010

Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

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

3 FOR the purpose of requiring the Developmental Disabilities Administration to  
4 provide a certain level of funding for low intensity support services for certain  
5 individuals on a certain basis; authorizing the Administration to waive the cap  
6 on funding for low intensity support services; providing that an individual  
7 seeking low intensity support services is not required to submit or complete  
8 certain applications; requiring the Administration to deliver low intensity  
9 support services in a certain manner; defining a certain term; and generally  
10 relating to the Developmental Disabilities Administration and low intensity  
11 support services.

12 BY repealing and reenacting, with amendments,  
13 Article – Health – General  
14 Section 7–403(a)  
15 Annotated Code of Maryland  
16 (2009 Replacement Volume)

17 BY adding to  
18 Article – Health – General  
19 Section 7–717 to be under the new part “Part V. Low Intensity Support  
20 Services”  
21 Annotated Code of Maryland  
22 (2009 Replacement Volume)

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

25 **Article – Health – General**

26 7–403.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (a)   (1)   [An] **EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, AN**  
2 applicant for services provided or funded, wholly or partly, by this State shall submit  
3 an application to the Department in writing.

4           (2)   The application shall contain the information that the Department  
5 requires.

6   **7-715. RESERVED.**

7   **7-716. RESERVED.**

8                                   **PART V. LOW INTENSITY SUPPORT SERVICES.**

9   **7-717.**

10           (A)   (1)   **IN THIS PART, “LOW INTENSITY SUPPORT SERVICES” MEANS A**  
11 **PROGRAM DESIGNED TO ENABLE A FAMILY TO PROVIDE FOR THE NEEDS OF A**  
12 **CHILD WITH DEVELOPMENTAL DISABILITY LIVING IN THE HOME OR AN ADULT**  
13 **WITH DEVELOPMENTAL DISABILITY LIVING AT HOME OR IN THE COMMUNITY.**

14           (2)   **“LOW INTENSITY SUPPORT SERVICES” INCLUDES THE**  
15 **SERVICES AND ITEMS LISTED IN § 7-701(D) AND § 7-706(C) OF THIS SUBTITLE.**

16           (B)   (1)   **THE ADMINISTRATION SHALL PROVIDE UP TO \$3,000 OF LOW**  
17 **INTENSITY SUPPORT SERVICES PER INDIVIDUAL PER YEAR TO A QUALIFYING**  
18 **INDIVIDUAL.**

19           (2)   **THE ADMINISTRATION MAY WAIVE THE \$3,000 CAP ON LOW**  
20 **INTENSITY SUPPORT SERVICES PROVIDED UNDER PARAGRAPH (1) OF THIS**  
21 **SUBSECTION.**

22           (C)   **AN INDIVIDUAL SEEKING LOW INTENSITY SUPPORT SERVICES IS**  
23 **NOT REQUIRED TO:**

24                   (1)   **SUBMIT AN APPLICATION TO THE DEPARTMENT AS PROVIDED**  
25 **IN § 7-403 OF THIS TITLE; OR**

26                   (2)   **COMPLETE AN APPLICATION FOR THE MEDICAL ASSISTANCE**  
27 **PROGRAM OR OTHER ALTERNATIVE FUNDING.**

28           (D)   **THE ADMINISTRATION SHALL DELIVER SERVICES TO AN ELIGIBLE**  
29 **INDIVIDUAL SEEKING LOW INTENSITY SUPPORT SERVICES:**

30                   (1)   **ON A FIRST-COME, FIRST-SERVED BASIS; AND**

1                   **(2) DEPENDENT ON THE AVAILABILITY AND ALLOCATION OF**  
2 **FUNDS PROVIDED BY THE ADMINISTRATION.**

3                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 June 1, 2010.