

# HOUSE BILL 690

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CF SB 679

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By: **Delegates Pena–Melnyk, Barnes, Braveboy, Cane, Costa, Cullison, Frush, Healey, Hubbard, A. Kelly, Kipke, Lafferty, McIntosh, Morhaim, Murphy, Nathan–Pulliam, Oaks, Ready, Reznik, Sophocleus, Swain, Tarrant, V. Turner, ~~and Vaughn Vaughn~~, Hammen, Pendergrass, Bromwell, Donoghue, Elliott, Frank, Krebs, and McDonough**

Introduced and read first time: February 4, 2013

Assigned to: Health and Government Operations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2013

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

1 AN ACT concerning

2 **Virginia I. Jones Alzheimer’s Disease and Related Disorders Council**

3 FOR the purpose of establishing the Virginia I. Jones Alzheimer’s Disease and Related  
4 Disorders Council; providing for the membership of the Council; requiring the  
5 Governor to consider the geographic and demographic diversity of the State in  
6 appointing individuals to the Council; requiring the Secretary of Health and  
7 Mental Hygiene and the Secretary of Aging, or their designees, to cochair the  
8 Council; requiring the Department of Health and Mental Hygiene, with  
9 assistance from the Department of Aging, to provide staff support for the  
10 Council; authorizing the Department to request certain staffing assistance;  
11 providing that a member of the Council may not receive certain compensation  
12 but is entitled to certain reimbursement; providing for the duties of the Council;  
13 defining a certain term; providing for the termination of this Act; and generally  
14 relating to the Virginia I. Jones Alzheimer’s Disease and Related Disorders  
15 Council.

16 BY adding to

17 Article – Health – General

18 Section 13–3101 through 13–3106 to be under the new subtitle “Subtitle 31.

19 Virginia I. Jones Alzheimer’s Disease and Related Disorders Council”

20 Annotated Code of Maryland

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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 (2009 Replacement Volume and 2012 Supplement)

2 Preamble

3 WHEREAS, There are more than 5.4 million Americans living with Alzheimer's  
4 disease and someone new is added to that number approximately every 68 seconds;  
5 and

6 WHEREAS, There are an estimated 86,000 individuals in Maryland with  
7 Alzheimer's disease, and this number is expected to increase with the general aging of  
8 the population; and

9 WHEREAS, Alzheimer's disease and related disorders are also associated with  
10 a number of seriously disabling illnesses, including high blood pressure, high  
11 cholesterol, and other cardiovascular diseases; and

12 WHEREAS, Individuals with Alzheimer's disease and related disorders live  
13 many years after diagnosis and are at increased risk for high health care costs, social  
14 isolation, and institutionalization; and

15 WHEREAS, Family members and caregivers of individuals with Alzheimer's  
16 disease and related disorders commonly do not have access to services or knowledge of  
17 the resources and information needed to provide effective and efficient care and  
18 treatment of the disease; and

19 WHEREAS, The lack of access to and utilization of information results in less  
20 effective treatment of Alzheimer's disease and related disorders and increases the  
21 burden of care, leading to poorer outcomes for individuals living with the disease or  
22 related disorders and their caregivers; and

23 WHEREAS, There is a need for more successful collaborative efforts in  
24 Maryland, such as the annual Pythias A. and Virginia I. Jones African American  
25 Community Forum on Memory Loss, created in the memory of Virginia I. Jones, a  
26 Marylander committed to public service, who lived with the devastation of Alzheimer's  
27 disease for approximately 10 years prior to diagnosis and for 17 years after diagnosis,  
28 and her husband, who was also an Alzheimer's victim and her primary caregiver for  
29 all of those 17 years; and

30 WHEREAS, The Forum brings together a public, private, and community  
31 collaboration to inform the community and others about Alzheimer's disease and  
32 related disorders, to support caregivers, to share information on services available,  
33 and to bring the promise of research and opportunities to network with others who  
34 share similar concerns; and

35 WHEREAS, Many Maryland agencies, associations, and institutions have  
36 Alzheimer's disease and related disorders expertise but gaps remain in the  
37 coordination of services and information relating to these chronic diseases; and

1 WHEREAS, The Governor established by Executive Order the Maryland  
2 Alzheimer's Disease and Related Disorders Commission; and

3 WHEREAS, The Maryland Alzheimer's Disease and Related Disorders  
4 Commission released its 2012 Maryland State Plan on Alzheimer's Disease and  
5 Related Disorders which recommended the establishment of a permanent Alzheimer's  
6 Disease and Related Disorders Council; now, therefore,

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

9 **Article – Health – General**

10 **SUBTITLE 31. VIRGINIA I. JONES ALZHEIMER'S DISEASE AND RELATED**  
11 **DISORDERS COUNCIL.**

12 **13-3101.**

13 **IN THIS SUBTITLE, "COUNCIL" MEANS THE VIRGINIA I. JONES**  
14 **ALZHEIMER'S DISEASE AND RELATED DISORDERS COUNCIL.**

15 **13-3102.**

16 **THERE IS A VIRGINIA I. JONES ALZHEIMER'S DISEASE AND RELATED**  
17 **DISORDERS COUNCIL.**

18 **13-3103.**

19 **(A) THE COUNCIL CONSISTS OF THE FOLLOWING MEMBERS:**

20 **(1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY**  
21 **THE PRESIDENT OF THE SENATE;**

22 **(2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY**  
23 **THE SPEAKER OF THE HOUSE;**

24 **(3) THE SECRETARY OF HEALTH AND MENTAL HYGIENE, OR THE**  
25 **SECRETARY'S DESIGNEE;**

26 **(4) THE SECRETARY OF AGING, OR THE SECRETARY'S DESIGNEE;**

27 **(5) THE SECRETARY OF DISABILITIES, OR THE SECRETARY'S**  
28 **DESIGNEE;**

1           **(6) THE MARYLAND INSURANCE COMMISSIONER, OR THE**  
 2 **COMMISSIONER'S DESIGNEE; AND**

3           **(7) THE FOLLOWING MEMBERS, APPOINTED BY THE GOVERNOR:**

4                   **(I) A REPRESENTATIVE OF THE U.S. DEPARTMENT OF**  
 5 **VETERANS AFFAIRS WITH EXPERTISE IN ALZHEIMER'S DISEASE AND RELATED**  
 6 **DISORDERS;**

7                   **(II) AN ATTORNEY WHO WORKS DIRECTLY WITH DISABLED**  
 8 **OR ELDERLY INDIVIDUALS;**

9                   **(III) A REPRESENTATIVE OF THE ALZHEIMER'S**  
 10 **ASSOCIATION, GREATER MARYLAND CHAPTER;**

11                   **(IV) A PHYSICIAN WHO CONDUCTS RESEARCH IN**  
 12 **ALZHEIMER'S DISEASE AND RELATED DISORDERS;**

13                   **(V) A HEALTH PROFESSIONAL WITH EXPERTISE IN**  
 14 **ADDRESSING RACIAL AND ETHNIC HEALTH DISPARITIES;**

15                   **(VI) A SOCIAL WORKER WITH EXPERIENCE WORKING WITH**  
 16 **INDIVIDUALS AND FAMILIES AFFECTED BY ALZHEIMER'S DISEASE AND**  
 17 **RELATED DISORDERS;**

18                   **(VII) A PSYCHOLOGIST ~~OR PSYCHIATRIST~~ WITH EXPERTISE IN**  
 19 **ALZHEIMER'S DISEASE AND RELATED DISORDERS;**

20                   **(VIII) A PSYCHIATRIST WITH EXPERTISE IN ALZHEIMER'S**  
 21 **DISEASE AND RELATED DISORDERS;**

22                   ~~**(VIII)**~~ **(IX)** **A PHYSICIAN WITH EXPERIENCE IN END-OF-LIFE**  
 23 **CARE AND PAIN MANAGEMENT;**

24                   ~~**(IX)**~~ **(X)** **A REGISTERED NURSE WITH EXPERTISE IN**  
 25 **ALZHEIMER'S DISEASE AND RELATED DISORDERS;**

26                   ~~**(X)**~~ **(XI)** **A LICENSED NURSE PRACTITIONER WITH**  
 27 **EXPERTISE IN END-OF-LIFE CARE AND PAIN MANAGEMENT;**

28                   ~~**(XI)**~~ **(XII)** **A REPRESENTATIVE OF THE NURSING HOME ~~AND~~**  
 29 **~~ASSISTED-LIVING~~ INDUSTRY;**

1                   ~~(XII)~~ (XIII) AN INDIVIDUAL WITH EARLY-ONSET  
2 ALZHEIMER’S DISEASE OR A RELATED DISORDER; ~~AND~~

3                   ~~(XIII)~~ (XIV) TWO FAMILY CAREGIVERS, ONE OF WHOM IS A  
4 FAMILY MEMBER OF AN INDIVIDUAL WITH ALZHEIMER’S DISEASE OR A  
5 RELATED DISORDER;

6                   (XV) A REPRESENTATIVE OF THE ASSISTED LIVING  
7 INDUSTRY; AND

8                   (XVI) A REPRESENTATIVE OF THE MEDICAL ADULT DAY CARE  
9 INDUSTRY.

10           **(B) TO THE EXTENT PRACTICABLE, THE MEMBERS APPOINTED TO THE**  
11 **COUNCIL SHALL REFLECT THE GEOGRAPHIC, RACIAL, ETHNIC, CULTURAL, AND**  
12 **GENDER DIVERSITY OF THE STATE.**

13 **13-3104.**

14           **(A) THE SECRETARY OF HEALTH AND MENTAL HYGIENE AND THE**  
15 **SECRETARY OF AGING, OR THEIR DESIGNEES, SHALL COCHAIR THE COUNCIL.**

16           **(B) A MEMBER OF THE COUNCIL:**

17                   **(1) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE**  
18 **COUNCIL; BUT**

19                   **(2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE**  
20 **STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE**  
21 **BUDGET.**

22 **13-3105.**

23           **(A) THE DEPARTMENT, WITH ASSISTANCE FROM THE DEPARTMENT OF**  
24 **AGING, SHALL PROVIDE STAFF SUPPORT FOR THE COUNCIL.**

25           **(B) THE DEPARTMENT MAY REQUEST STAFFING ASSISTANCE FROM**  
26 **PUBLIC HEALTH ENTITIES WITH AN INTEREST IN THE DUTIES OF THE COUNCIL.**

27 **13-3106.**

28           **THE COUNCIL SHALL:**

1           (1) CONTINUE THE WORK INITIATED BY THE MARYLAND  
2 ALZHEIMER'S DISEASE AND RELATED DISORDERS COMMISSION, INCLUDING  
3 THE DEVELOPMENT AND MONITORING OF THE 2012 MARYLAND STATE PLAN  
4 ON ALZHEIMER'S DISEASE AND RELATED DISORDERS;

5           (2) INCLUDE IN THE STATE PLAN STRATEGIES AND ACTIONS  
6 THAT:

7                   (I) SUPPORT PREVENTION AND EARLY DETECTION OF  
8 ALZHEIMER'S DISEASE AND RELATED DISORDERS, INCLUDING EARLY STAGE  
9 IDENTIFICATION;

10                   (II) ADDRESS CHRONIC DISEASE FACTORS CONTRIBUTING  
11 TO DISPARITIES IN ALZHEIMER'S DISEASE; ~~AND~~

12                   (III) ENHANCE THE QUALITY OF CARE THROUGH:

13                           1. BUILDING A WORKFORCE TRAINED TO CARE FOR  
14 AND TREAT ALZHEIMER'S DISEASE AND RELATED DISORDERS;

15                           2. EDUCATING PRIMARY CARE PROVIDERS ON BEST  
16 PRACTICES; AND

17                           3. PROMOTING ALZHEIMER'S DISEASE AND  
18 RELATED DISORDERS CARE GUIDELINES AND PATIENT-CENTERED  
19 APPROACHES IN ALL CARE SETTINGS; AND

20                           (IV) IMPROVE ACCESS TO AND COORDINATION OF SERVICES  
21 AND KNOWLEDGE OF THE RESOURCES AND INFORMATION AVAILABLE TO  
22 INDIVIDUALS WITH ALZHEIMER'S DISEASE, THEIR FAMILY MEMBERS, AND  
23 THEIR CAREGIVERS;

24           (3) REVIEW STATE STATUTES, POLICIES, AND PROGRAMS TO  
25 IMPROVE AND ENHANCE QUALITY OF LIFE AND SUPPORT AND SERVICES FOR  
26 INDIVIDUALS LIVING WITH ALZHEIMER'S DISEASE AND RELATED DISORDERS  
27 AND THEIR FAMILIES BY PROMOTING AND EXPANDING THE AVAILABILITY AND  
28 ACCESSIBILITY OF HOME- AND COMMUNITY-BASED SUPPORT AND SERVICE  
29 PROGRAMS;

30           (4) ~~CONDUCT~~ DEVELOP A PUBLIC EDUCATION CAMPAIGN ON:

31                   (I) THE RISK FACTORS FOR DEMENTIA;

32                   (II) THE IMPORTANCE OF SCREENING FOR DEMENTIA;

- 1                   **(III) THE AVAILABLE SUPPORT SERVICES AND RESOURCES;**
- 2                   **(IV) THE NEED FOR ADVANCE PLANNING AND DECISION**
- 3 **MAKING; AND**
- 4                   **(V) THE MARYLAND ACCESS POINT; AND**
- 5                   **(5) IMPROVE DATA COLLECTION CAPACITY ON ALZHEIMER’S**
- 6 **DISEASE AND RELATED DISORDERS IN THE STATE TO BETTER TARGET**
- 7 **SUPPORT, SERVICES, AND NEEDS.**

8                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 9 October 1, 2013. It shall remain effective for a period of 3 years and, at the end of  
 10 September 30, 2016, with no further action required by the General Assembly, this Act  
 11 shall be abrogated and of no further force and effect.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.