

SENATE BILL 83

O2

(3lr0078)

ENROLLED BILL

— Finance/Health and Government Operations —

Introduced by **Chair, Finance Committee (By Request – Departmental – Aging)**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Department of Aging – Aging and Disability Resource Center Program –**
3 **Maryland Access Point**

4 FOR the purpose of adding to the duties of the Secretary of Aging; establishing the
5 Aging and Disability Resource Center Program in the Department of Aging;
6 providing that the Program is the State’s Aging and Disability Resource Center
7 for purposes of the federal Older Americans Act; specifying the purpose of the
8 Program; requiring the Department to administer, supervise, and coordinate
9 the Program with the cooperation of certain other State agencies; requiring the
10 Program to designate local Program offices and provide certain services and
11 materials; defining certain terms; and generally relating to the Secretary of
12 Aging and the Aging and Disability Resource Center Program.

13 BY repealing and reenacting, with amendments,
14 Article – Human Services

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.

Italics indicate opposite chamber/conference committee amendments.



- 1 (iii) mental health;
2 (iv) housing and urban development;
3 (v) employment;
4 (vi) education;
5 (vii) recreation; and
6 (viii) rehabilitation of seniors with physical or mental disabilities;
7 and

8 (5) develop a statewide plan incorporating local plans for a
9 comprehensive and coordinated system of health, social, and community services for
10 seniors, including housing and institutional and noninstitutional care.

11 (d) The Secretary shall:

12 (1) represent the interests of seniors by serving as an advocate at all
13 levels of government;

14 (2) consult with and advise the secretaries of the principal departments
15 of State government about the programs and services for seniors that are the primary
16 responsibility of those departments;

17 (3) consult with the Commission on Aging on all matters pertaining to
18 programs for seniors;

19 (4) provide consultation and technical assistance to communities and
20 civic groups developing local services for seniors;

21 (5) maintain a clearinghouse of information related to the interests of
22 seniors; and

23 (6) review and recommend policies to the Governor on publicly funded
24 plans and programs that affect seniors.

25 **SUBTITLE 10. AGING AND DISABILITY RESOURCE CENTER PROGRAM.**

26 **10-1001.**

27 **(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**
28 **INDICATED.**

1 **(B) “AGING AND DISABILITY RESOURCE CENTER” HAS THE MEANING**
2 **STATED IN 42 U.S.C. § 3002(4).**

3 **(C) “LONG-TERM SERVICES AND SUPPORTS” MEANS THE BROAD RANGE**
4 **OF ASSISTANCE NEEDED BY ~~INDIVIDUALS WITH PHYSICAL, COGNITIVE, OR~~**
5 **~~INTELLECTUAL DISABILITIES~~ OLDER ADULTS AND INDIVIDUALS WITH**
6 **DISABILITIES.**

7 **(D) “OPTIONS COUNSELING” MEANS AN INTERACTIVE PROCESS THAT:**

8 **(1) CONSIDERS AN INDIVIDUAL’S NEEDS, PREFERENCES, VALUES,**
9 **AND CIRCUMSTANCES;**

10 **(2) ASSISTS AND SUPPORTS THE INDIVIDUAL AND OTHERS THE**
11 **INDIVIDUAL REQUESTS TO PARTICIPATE IN THE PROCESS;**

12 **(3) DETERMINES THE INDIVIDUAL’S GOALS FOR INDEPENDENT**
13 **LIVING; AND**

14 **(4) DEVELOPS AN APPROPRIATE LONG-TERM SERVICES AND**
15 **SUPPORTS PLAN TO ACHIEVE THOSE GOALS.**

16 **(E) “PROGRAM” MEANS THE AGING AND DISABILITY RESOURCE**
17 **CENTER PROGRAM ESTABLISHED UNDER THIS SUBTITLE.**

18 **10-1002.**

19 **(A) THERE IS AN AGING AND DISABILITY RESOURCE CENTER**
20 **PROGRAM, KNOWN AS “MARYLAND ACCESS POINT”, IN THE DEPARTMENT.**

21 **(B) THE PROGRAM IS THE STATE’S AGING AND DISABILITY RESOURCE**
22 **CENTER FOR PURPOSES OF THE FEDERAL OLDER AMERICANS ACT**
23 **AMENDMENTS OF 2006.**

24 **(C) THE PURPOSE OF THE PROGRAM IS TO PROVIDE A COORDINATED**
25 **SYSTEM OF INFORMATION AND ACCESS FOR INDIVIDUALS SEEKING LONG-TERM**
26 **SERVICES AND SUPPORTS, INCLUDING IN-HOME, COMMUNITY-BASED, AND**
27 **INSTITUTIONAL SERVICES.**

28 **(D) THE DEPARTMENT SHALL ADMINISTER, SUPERVISE, AND**
29 **COORDINATE THE PROGRAM WITH THE COOPERATION OF THE DEPARTMENT OF**
30 **DISABILITIES, THE DEPARTMENT OF HUMAN RESOURCES, THE GOVERNOR’S**
31 **OFFICE OF THE DEAF AND HARD OF HEARING, AND THE DEPARTMENT OF**
32 **HEALTH AND MENTAL HYGIENE.**

1 10-1003.

2 THE PROGRAM SHALL DESIGNATE LOCAL MARYLAND ACCESS POINT
3 OFFICES THROUGHOUT THE STATE TO ENSURE EASY ACCESS TO THE PROGRAM.

4 10-1004.

5 THE PROGRAM SHALL, USING ITS AVAILABLE RESOURCES, PROVIDE:

6 (1) OPTIONS COUNSELING;

7 ~~(2) ASSESSMENTS TO IDENTIFY AN INDIVIDUAL'S NEEDS AND~~
8 ~~DESIRES FOR COMPREHENSIVE LONG-TERM SERVICES AND SUPPORTS;~~

9 ~~(3) SCREENING FOR PUBLIC BENEFITS AND PRIVATE RESOURCES;~~

10 ~~(4)~~ (2) ASSISTANCE CONCERNING AGING AND DISABILITY
11 ISSUES AND LONG-TERM SERVICES AND SUPPORTS PLANNING;

12 ~~(5)~~ (3) WRITTEN MATERIALS REGARDING THE AVAILABILITY OF
13 PROGRAM SERVICES;

14 ~~(6)~~ (4) A PUBLIC DATABASE, WHICH CAN BE ACCESSED AND
15 SEARCHED ON THE INTERNET, OF RESOURCES AND SERVICES THAT COULD BE
16 USEFUL TO:

17 (I) INDIVIDUALS WHO MAY NEED LONG-TERM SERVICES
18 AND SUPPORTS;

19 (II) CAREGIVERS OF INDIVIDUALS WHO NEED LONG-TERM
20 SERVICES AND SUPPORTS; AND

21 (III) INDIVIDUALS INVOLVED IN LONG-TERM SERVICES AND
22 SUPPORTS PLANNING; AND

23 ~~(7)~~ (5) OTHER RELATED SERVICES NECESSARY FOR THE
24 PROGRAM'S SUCCESS.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 October 1, 2013.