

# SENATE BILL 83

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3lr0078

(PRE-FILED)

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

Requested: October 16, 2012

Introduced and read first time: January 9, 2013

Assigned to: Finance

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: January 22, 2013

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

1 AN ACT concerning

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

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

12 BY adding to

13 Article – Human Services

14 Section 10–1001 through 10–1004 to be under the new subtitle “Subtitle 10.  
15 Aging and Disability Resource Center Program”

16 Annotated Code of Maryland

17 (2007 Volume and 2012 Supplement)

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

20 **Article – Human Services**

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

2   **10-1001.**

3           **(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS**  
4 **INDICATED.**

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

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

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

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

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

16                   **(3) DETERMINES THE INDIVIDUAL’S GOALS FOR INDEPENDENT**  
17 **LIVING; AND**

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

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

22   **10-1002.**

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

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

28           **(C) THE PURPOSE OF THE PROGRAM IS TO PROVIDE A COORDINATED**  
29 **SYSTEM OF INFORMATION AND ACCESS FOR INDIVIDUALS SEEKING LONG-TERM**

1 SERVICES AND SUPPORTS, INCLUDING IN-HOME, COMMUNITY-BASED, AND  
2 INSTITUTIONAL SERVICES.

3 (D) THE DEPARTMENT SHALL ADMINISTER, SUPERVISE, AND  
4 COORDINATE THE PROGRAM WITH THE COOPERATION OF THE DEPARTMENT OF  
5 DISABILITIES, THE DEPARTMENT OF HUMAN RESOURCES, THE GOVERNOR'S  
6 OFFICE OF THE DEAF AND HARD OF HEARING, AND THE DEPARTMENT OF  
7 HEALTH AND MENTAL HYGIENE.

8 10-1003.

9 THE PROGRAM SHALL DESIGNATE LOCAL MARYLAND ACCESS POINT  
10 OFFICES THROUGHOUT THE STATE TO ENSURE EASY ACCESS TO THE PROGRAM.

11 10-1004.

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

13 (1) OPTIONS COUNSELING;

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

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

17 ~~(4)~~ (2) ASSISTANCE CONCERNING AGING AND DISABILITY  
18 ISSUES AND LONG-TERM SERVICES AND SUPPORTS PLANNING;

19 ~~(5)~~ (3) WRITTEN MATERIALS REGARDING THE AVAILABILITY OF  
20 PROGRAM SERVICES;

21 ~~(6)~~ (4) A PUBLIC DATABASE, WHICH CAN BE ACCESSED AND  
22 SEARCHED ON THE INTERNET, OF RESOURCES AND SERVICES THAT COULD BE  
23 USEFUL TO:

24 (I) INDIVIDUALS WHO MAY NEED LONG-TERM SERVICES  
25 AND SUPPORTS;

26 (II) CAREGIVERS OF INDIVIDUALS WHO NEED LONG-TERM  
27 SERVICES AND SUPPORTS; AND

28 (III) INDIVIDUALS INVOLVED IN LONG-TERM SERVICES AND  
29 SUPPORTS PLANNING; AND

1                    ~~(7)~~ (5)        OTHER RELATED SERVICES NECESSARY FOR THE  
2 PROGRAM'S SUCCESS.

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

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.