

# SENATE BILL 506

O4, F5

(2lr0903)

## ENROLLED BILL

— Budget and Taxation / Ways and Means —

Introduced by **Senator King**

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 **Children – Therapeutic Child Care Grant Program – ~~Funding~~ Establishment**

3 FOR the purpose of establishing the Therapeutic Child Care Grant Program to provide  
4 ~~specialized child care and early childhood education by educators, early intervention~~  
5 ~~providers, mental health providers, and health care providers to~~ certain grants to  
6 certain providers that provide specialized child care and early education to children  
7 under a certain age who have delays in development, physical disabilities, or delays  
8 in social, emotional, or behavioral functioning; requiring certain providers who  
9 received certain grants to report certain information to the State Department of  
10 Education on or before certain dates; requiring the Department to compile certain  
11 information and provide reports to certain committees on or before certain dates; and  
12 generally relating to the Therapeutic Child Care Grant Program.

13 BY adding to

14 Article – Education

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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.

*Italics indicate opposite chamber / conference committee amendments.*



1 Section 8–420  
 2 Annotated Code of Maryland  
 3 (2018 Replacement Volume and 2021 Supplement)

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

6 **Article – Education**

7 **8–420.**

8 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
 9 INDICATED.

10 ~~(2) “DEVELOPMENTAL DELAYS, PHYSICAL DISABILITIES, OR DELAYS~~  
 11 ~~IN SOCIAL, EMOTIONAL, OR BEHAVIORAL FUNCTIONING” MEANS:~~

12 ~~(I) A SIGNIFICANT DEVELOPMENTAL DELAY OR ATYPICAL~~  
 13 ~~DEVELOPMENT, AS IDENTIFIED BY A HEALTH PROFESSIONAL, IN:~~

14 ~~1. COGNITIVE DEVELOPMENT;~~

15 ~~2. PHYSICAL DEVELOPMENT;~~

16 ~~3. LANGUAGE AND SPEECH DEVELOPMENT;~~

17 ~~4. PSYCHOSOCIAL DEVELOPMENT; OR~~

18 ~~5. SELF-HELP SKILLS;~~

19 ~~(II) PSYCHOLOGICAL TRAUMA, AS IDENTIFIED THROUGH AN~~  
 20 ~~EVALUATION BY A MENTAL HEALTH PROFESSIONAL; OR~~

21 ~~(III) A DIAGNOSED PHYSICAL, DEVELOPMENTAL, OR MENTAL~~  
 22 ~~HEALTH CONDITION THAT IMPACTS DAILY LIVING AND LIMITS PARTICIPATION IN~~  
 23 ~~TYPICAL EARLY CHILDHOOD EDUCATION OR CHILD CARE SETTINGS.~~

24 ~~(3) “PROGRAM” MEANS THE THERAPEUTIC CHILD CARE PROGRAM.~~

25 ~~(B) THERE IS A THERAPEUTIC CHILD CARE PROGRAM IN THE STATE.~~

26 ~~(C) THE PURPOSE OF THE PROGRAM IS TO PROVIDE SPECIALIZED CHILD~~  
 27 ~~CARE AND EARLY CHILDHOOD EDUCATION BY EDUCATORS, EARLY INTERVENTION~~  
 28 ~~PROVIDERS, MENTAL HEALTH PROVIDERS, AND HEALTH CARE PROVIDERS TO~~  
 29 ~~CHILDREN UNDER THE AGE OF 6 YEARS WHO HAVE:~~

1           ~~(1) DEVELOPMENTAL DELAYS;~~

2           ~~(2) PHYSICAL DISABILITIES; OR~~

3           ~~(3) DELAYS IN SOCIAL, EMOTIONAL, OR BEHAVIORAL FUNCTIONING.~~

4           ~~(D) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, FOR FISCAL~~  
5 ~~YEAR 2024, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN~~  
6 ~~APPROPRIATION TO THE PROGRAM IN AN AMOUNT NOT LESS THAN THE PER PUPIL~~  
7 ~~FUNDING AMOUNT OF \$45,000 FOR EACH CHILD SERVED WHO HAS DEVELOPMENTAL~~  
8 ~~DELAYS, PHYSICAL DISABILITIES, OR DELAYS IN SOCIAL, EMOTIONAL, OR~~  
9 ~~BEHAVIORAL FUNCTIONING.~~

10           ~~(2) (I) FOR FISCAL YEAR 2024, FOR PROVIDERS IN THE PROGRAM~~  
11 ~~THAT BEGAN PROVIDING CARE TO CHILDREN ON OR BEFORE MARCH 5, 2020, THE~~  
12 ~~PER PUPIL FUNDING AMOUNT SHALL BE CALCULATED USING THE HIGHER OF:~~

13                   ~~1. THE JANUARY 1, 2019, ENROLLMENT; OR~~

14                   ~~2. THE JANUARY 1, 2023, ENROLLMENT.~~

15           ~~(H) FOR FISCAL YEAR 2024, FOR PROVIDERS IN THE PROGRAM~~  
16 ~~THAT BEGAN PROVIDING CARE TO CHILDREN AFTER MARCH 5, 2020, THE PER PUPIL~~  
17 ~~FUNDING AMOUNT SHALL BE CALCULATED USING THE JANUARY 1, 2023,~~  
18 ~~ENROLLMENT.~~

19           ~~(3) BEGINNING IN FISCAL YEAR 2025 AND EACH FISCAL YEAR~~  
20 ~~THEREAFTER, THE GOVERNOR SHALL INCREASE THE PER PUPIL FUNDING AMOUNT~~  
21 ~~UNDER PARAGRAPH (1) OF THIS SUBSECTION BY THE LESSER OF:~~

22                   ~~(I) THE CONSUMER PRICE INDEX FOR ALL URBAN~~  
23 ~~CONSUMERS FOR THE WASHINGTON METROPOLITAN AREA, OR ANY SUCCESSOR~~  
24 ~~INDEX; OR~~

25                   ~~(H) 1.5%.~~

26           ~~(4) THE PROGRAM MAY BE FUNDED FROM:~~

27                   ~~(I) THE GENERAL FUND OF THE STATE; AND~~

28                   ~~(H) ANY OTHER SOURCES.~~

1           **(2) “DEVELOPMENTAL DELAYS, PHYSICAL DISABILITIES, OR DELAYS**  
2 **IN SOCIAL, EMOTIONAL, OR BEHAVIORAL FUNCTIONING” MEANS:**

3           **(I) A SIGNIFICANT DEVELOPMENTAL DELAY OR ATYPICAL**  
4 **DEVELOPMENT, AS IDENTIFIED BY A HEALTH PROFESSIONAL, IN:**

5                   **1. COGNITIVE DEVELOPMENT;**

6                   **2. PHYSICAL DEVELOPMENT;**

7                   **3. LANGUAGE AND SPEECH DEVELOPMENT;**

8                   **4. PSYCHOSOCIAL DEVELOPMENT; OR**

9                   **5. SELF-HELP SKILLS;**

10           **(II) PSYCHOLOGICAL TRAUMA, AS IDENTIFIED THROUGH AN**  
11 **EVALUATION BY A MENTAL HEALTH PROFESSIONAL; OR**

12           **(III) A DIAGNOSED PHYSICAL, DEVELOPMENTAL, OR MENTAL**  
13 **HEALTH CONDITION THAT IMPACTS DAILY LIVING AND LIMITS PARTICIPATION IN**  
14 **TYPICAL EARLY CHILDHOOD EDUCATION OR CHILD CARE SETTINGS.**

15           **(3) “PROGRAM” MEANS THE THERAPEUTIC CHILD CARE GRANT**  
16 **PROGRAM.**

17           **(B) THERE IS A THERAPEUTIC CHILD CARE GRANT PROGRAM IN THE**  
18 **STATE.**

19           **(C) (1) THE PURPOSE OF THE PROGRAM IS TO PROVIDE GRANTS TO**  
20 **PROVIDERS THAT SPECIALIZE IN PROVIDING CHILD CARE AND EARLY CHILDHOOD**  
21 **EDUCATION TO CHILDREN UNDER THE AGE OF 6 YEARS WHO HAVE DEVELOPMENTAL**  
22 **DELAYS, PHYSICAL DISABILITIES, OR DELAYS IN SOCIAL, EMOTIONAL, OR**  
23 **BEHAVIORAL FUNCTIONING.**

24           **(2) THE DEPARTMENT SHALL ADMINISTER THE PROGRAM.**

25           **(3) BY AUGUST 15 EACH YEAR, THE DEPARTMENT SHALL AWARD**  
26 **GRANTS UNDER THIS SECTION.**

27           **(D) (1) FOR EACH OF FISCAL YEARS 2023 THROUGH 2025, THE**  
28 **GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF**  
29 **\$3,700,000 TO THE PROGRAM.**

1           **(2) IN AWARDING GRANTS UNDER THE PROGRAM, THE DEPARTMENT**  
2 **SHALL DISTRIBUTE:**

3                   **(I) \$1,283,000 TO EXISTING PROVIDERS IN THE SAME AMOUNT**  
4 **AS WAS PROVIDED IN FISCAL YEAR 2022;**

5                   **(II) \$1,917,000 TO EXISTING PROVIDERS IN THE SAME**  
6 **PROPORTION AS WAS PROVIDED IN FISCAL YEAR 2022 TO PROVIDE ADDITIONAL**  
7 **SERVICES; AND**

8                   **(III) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS**  
9 **SUBSECTION, \$500,000 TO NEW PROVIDERS OR EXISTING PROVIDERS TO ENROLL**  
10 **ADDITIONAL CHILDREN.**

11           **(3) IF FUNDS ARE REMAINING AFTER THE DISTRIBUTION REQUIRED**  
12 **UNDER PARAGRAPH (2)(III) OF THIS SUBSECTION, THEN THE REMAINDER SHALL BE**  
13 **DISTRIBUTED AS PROVIDED UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION.**

14           **(E) (1) ON OR BEFORE DECEMBER 1, 2022, AND DECEMBER 1, 2023, THE**  
15 **PROVIDERS WHO RECEIVED A GRANT UNDER THIS SECTION SHALL REPORT TO THE**  
16 **DEPARTMENT THE COST OF PROVIDING SERVICES TO A CHILD WITH**  
17 **DEVELOPMENTAL DELAYS, PHYSICAL DISABILITIES, OR DELAYS IN SOCIAL,**  
18 **EMOTIONAL, OR BEHAVIORAL FUNCTIONING AND THE SOURCES OF FUNDING**  
19 **RECEIVED BY THE PROVIDER.**

20           **(2) ON OR BEFORE DECEMBER 30, 2022, AND DECEMBER 30, 2023,**  
21 **THE DEPARTMENT SHALL COMPILE THE INFORMATION PROVIDED UNDER**  
22 **PARAGRAPH (1) OF THIS SUBSECTION AND SHALL REPORT THE COMPILED**  
23 **INFORMATION TO THE SENATE BUDGET AND TAXATION COMMITTEE AND THE**  
24 **HOUSE WAYS AND MEANS COMMITTEE, IN ACCORDANCE WITH § 2-1257 OF THE**  
25 **STATE GOVERNMENT ARTICLE.**

26           **(F) THE DEPARTMENT MAY ADOPT REGULATIONS NECESSARY TO CARRY**  
27 **OUT THIS SECTION.**

28           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
29 1, 2022.