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HB 958/95 - APP

1996 Regular Session
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CF 6r0146

By: Senators Hoffman, Amoss, Boozer, Cade, Currie, Hogan, Kasemeyer, Lawlah, McFadden, Middleton, Munson, Ruben, Van Hollen, Astle, Bromwell, Della, Derr, Dorman, Hafer, Madden, Pica, Roesser, Trotter, and Young

Introduced and read first time: February 2, 1996
Assigned to: Finance and Budget and Taxation

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 8, 1996

CHAPTER _____

1 AN ACT concerning

2 **Department of Health and Mental Hygiene - Community Programs - Reimbursement**
3 **Rates**

4 FOR the purpose of requiring the Secretary of Health and Mental Hygiene to adopt
5 regulations to adjust, beginning with Fiscal Year 1998, the reimbursement rates
6 annually for certain services through the Developmental Disabilities
7 Administration, the Alcohol and Drug Abuse Administration, and the Mental
8 Hygiene Administration; specifying that the adjustments shall be made according to
9 certain allocations provided in the State budget for State employees; and generally
10 relating to the reimbursement rates for community programs funded byDHMH.

11 BY adding to
12 Article - Health - General
13 Section 7-306.2, 8-207, 10-906, and 15-130
14 Annotated Code of Maryland
15 (1994 Replacement Volume and 1995 Supplement)

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

18 **Article - Health - General**

19 7-306.2.

20 (A) CONSISTENT WITH SUBSECTION (B) OF THIS SECTION, THE SECRETARY
21 SHALL ADOPT REGULATIONS TO ADJUST ANNUALLY, FOR CHANGES IN THE COST OF

2

1 LIVING, THE INDIVIDUAL AGENCY REIMBURSEMENT RATES FOR COMMUNITY
2 PROGRAMS THAT SERVE INDIVIDUALS WHO HAVE DEVELOPMENTAL DISABILITIES.

3 (B) THE ADJUSTMENT SHALL:

4 (1) BE AT LEAST EQUAL TO THE PERCENTAGE OF THE ANNUAL
5 INCREASE PROVIDED TO STATE EMPLOYEES IN THE STATE BUDGET;

6 (2) BE APPLICABLE FOR THE ENTIRE FISCAL YEAR;

7 (3) BE MADE BEGINNING WITH THE 1998 FISCAL YEAR BASED ON THE
8 TOTAL ALLOCATION FOR COMMUNITY PROGRAMS FUNDED BY THE
9 ADMINISTRATION; AND

10 (4) BE APPLIED TO ALL PROVIDERS OF COMMUNITY SERVICES FUNDED
11 BY THE ADMINISTRATION.

12 (C) FUNDS ALLOCATED FOR COST OF LIVING ADJUSTMENTS FOR
13 COMMUNITY PROGRAMS FUNDED BY THE ADMINISTRATION SHALL BE USED ONLY
14 FOR THE PURPOSE OF GRANTING COST OF LIVING ADJUSTMENTS TO THOSE
15 PROGRAMS.

16 8-207.

17 (A) CONSISTENT WITH SUBSECTION (B) OF THIS SECTION, THE SECRETARY
18 SHALL ADOPT REGULATIONS TO ADJUST ANNUALLY, FOR CHANGES IN THE COST OF
19 LIVING, THE INDIVIDUAL AGENCY REIMBURSEMENT RATES FOR COMMUNITY
20 PROGRAMS THAT SERVE INDIVIDUALS WHO HAVE AN ALCOHOL OR DRUG
21 DEPENDENCE.

22 (B) THE ADJUSTMENT SHALL:

23 (1) BE AT LEAST EQUAL TO THE PERCENTAGE OF THE ANNUAL
24 INCREASE PROVIDED TO STATE EMPLOYEES IN THE STATE BUDGET;

25 (2) BE APPLICABLE FOR THE ENTIRE FISCAL YEAR;

26 (3) BE MADE BEGINNING WITH THE 1998 FISCAL YEAR BASED ON THE
27 TOTAL ALLOCATION FOR COMMUNITY PROGRAMS FUNDED BY THE
28 ADMINISTRATION; AND

29 (4) BE APPLIED TO ALL PROVIDERS OF COMMUNITY SERVICES FUNDED
30 BY THE ADMINISTRATION.

31 (C) FUNDS ALLOCATED FOR THE COST OF LIVING ADJUSTMENTS FOR
32 COMMUNITY PROGRAMS FUNDED BY THE ADMINISTRATION SHALL BE USED ONLY
33 FOR THE PURPOSE OF GRANTING COST OF LIVING ADJUSTMENTS TO THOSE
34 PROGRAMS.

35 10-906.

36 (A) CONSISTENT WITH SUBSECTION (B) OF THIS SECTION, THE SECRETARY
37 SHALL ADOPT REGULATIONS TO ADJUST ANNUALLY, FOR CHANGES IN THE COST OF
38 LIVING, THE PER DIEM MEDICAL ASSISTANCE REIMBURSEMENT RATES AND THE

3

1 MENTAL HYGIENE ADMINISTRATION GRANT FUNDS FOR COMMUNITY-BASED
2 PSYCHIATRIC REHABILITATION PROGRAMS AND OUTPATIENT MENTAL HEALTH
3 PROGRAMS THAT SERVE INDIVIDUALS WITH MENTAL DISORDERS.

4 (B) THE ADJUSTMENT SHALL:

5 (1) BE AT LEAST EQUAL TO THE PERCENTAGE OF THE ANNUAL
6 INCREASE PROVIDED TO STATE EMPLOYEES IN THE STATE BUDGET;

7 (2) BE APPLICABLE FOR THE ENTIRE FISCAL YEAR;

8 (3) BE MADE BEGINNING WITH THE 1998 FISCAL YEAR BASED ON THE
9 TOTAL ALLOCATION FOR COMMUNITY PROGRAMS FUNDED BY THE
10 ADMINISTRATION; AND

11 (4) BE APPLIED TO ALL PROVIDERS OF COMMUNITY SERVICES FUNDED
12 BY THE ADMINISTRATION.

13 (C) FUNDS ALLOCATED FOR THE COST OF LIVING ADJUSTMENTS FOR
14 COMMUNITY PROGRAMS FUNDED BY THE ADMINISTRATION SHALL BE USED ONLY
15 FOR THE PURPOSE OF GRANTING COST OF LIVING ADJUSTMENTS TO THOSE
16 PROGRAMS.

17 15-130.

18 (A) CONSISTENT WITH SUBSECTION (B) OF THIS SECTION, THE SECRETARY
19 SHALL ADOPT REGULATIONS TO ADJUST ANNUALLY, FOR CHANGES IN THE COST OF
20 LIVING, THE PER DIEM MEDICAL ASSISTANCE REIMBURSEMENT RATES AND THE
21 MENTAL HYGIENE ADMINISTRATION GRANT FUNDS FOR COMMUNITY-BASED
22 PSYCHIATRIC REHABILITATION PROGRAMS AND OUTPATIENT MENTAL HEALTH
23 PROGRAMS THAT SERVE INDIVIDUALS WITH MENTAL DISORDERS.

24 (B) THE ADJUSTMENT SHALL:

25 (1) BE AT LEAST EQUAL TO THE PERCENTAGE OF THE ANNUAL
26 INCREASE PROVIDED TO STATE EMPLOYEES IN THE STATE BUDGET;

27 (2) BE APPLICABLE FOR THE ENTIRE FISCAL YEAR;

28 (3) BE MADE BEGINNING WITH THE 1998 FISCAL YEAR BASED ON THE
29 TOTAL ALLOCATION FOR COMMUNITY PROGRAMS FUNDED BY THE MENTAL
30 HYGIENE ADMINISTRATION; AND

31 (4) BE APPLIED TO ALL PROVIDERS OF COMMUNITY PSYCHIATRIC
32 REHABILITATION PROGRAMS AND OUTPATIENT MENTAL HEALTH PROGRAMS
33 FUNDED BY THE MENTAL HYGIENE ADMINISTRATION.

34 (C) FUNDS ALLOCATED FOR COST OF LIVING ADJUSTMENTS FOR
35 COMMUNITY PROGRAMS FUNDED BY THE MENTAL HYGIENE ADMINISTRATION
36 SHALL BE USED ONLY FOR THE PURPOSE OF GRANTING COST OF LIVING
37 ADJUSTMENTS TO THOSE PROGRAMS.

38 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
39 October 1, 1996.

