

HOUSE BILL 99

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1998 Regular Session  
8r1059

(PRE-FILED)

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By: **Delegates Hurson, Taylor, Dewberry, Rawlings, Curran, Busch, Guns, Vallario, Hixson, Harrison, Menes, Kopp, Arnick, Owings, Barve, Benson, E. Burns, Cadden, Clagett, Conroy, C. Davis, Dembrow, Doory, Dypski, Finifter, Franchot, Frank, Fulton, Goldwater, Hecht, Heller, Howard, Jones, Krysiak, Love, Mandel, Marriott, V. Mitchell, Morhaim, Nathan-Pulliam, Patterson, Perry, Petzold, Pitkin, Preis, Proctor, Shriver, Slade, Turner, Weir, Wood, and Workman**

Requested: November 15, 1997

Introduced and read first time: January 14, 1998

Assigned to: Environmental Matters

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A BILL ENTITLED

1 AN ACT concerning

2                                   **Home- and Community-Based Services for Autistic Children and**  
3                                   **Chronically Mentally Ill Individuals - Medicaid Waiver**

4 FOR the purpose of requiring the Department of Health and Mental Hygiene to apply  
5 to the federal Health Care Financing Administration for a certain home- and  
6 community-based services waiver to provide certain services to certain autistic  
7 children and chronically mentally ill individuals; requiring the Department to  
8 report to the General Assembly concerning the status of a certain application at  
9 certain time intervals; and generally relating to the provision of certain services  
10 to certain autistic children and chronically mentally ill individuals.

11 BY repealing and reenacting, without amendments,  
12 Article - Health - General  
13 Section 1-101(a) and (c)  
14 Annotated Code of Maryland  
15 (1994 Replacement Volume and 1997 Supplement)

16 BY adding to  
17 Article - Health - General  
18 Section 15-130  
19 Annotated Code of Maryland  
20 (1994 Replacement Volume and 1997 Supplement)

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

1

**Article - Health - General**

2 1-101.

3 (a) In this article the following words have the meanings indicated.

4 (c) "Department" means the Department of Health and Mental Hygiene.

5 15-130.

6 (A) THE DEPARTMENT SHALL APPLY TO THE HEALTH CARE FINANCING  
7 ADMINISTRATION OF THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN  
8 SERVICES FOR A HOME- AND COMMUNITY-BASED SERVICES WAIVER UNDER §  
9 1915(C) OF THE FEDERAL SOCIAL SECURITY ACT IN ORDER TO RECEIVE FEDERAL  
10 MATCHING FUNDS FOR THE PROVISION OF THE FOLLOWING SERVICES TO  
11 CHRONICALLY MENTALLY ILL INDIVIDUALS AGED 5 THROUGH 20 YEARS AND  
12 AUTISTIC CHILDREN WHO WOULD OTHERWISE REQUIRE INSTITUTIONALIZATION IN  
13 A RESIDENTIAL TREATMENT FACILITY:

14 (1) RESPITE SERVICES;

15 (2) FAMILY TRAINING AND EDUCATION;

16 (3) DAY TREATMENT SERVICES;

17 (4) THERAPEUTIC INTEGRATION SERVICES;

18 (5) INTENSIVE INDIVIDUAL SUPPORT SERVICES;

19 (6) THERAPEUTIC LIVING SERVICES; AND

20 (7) INTENSIVE IN-HOME INTERVENTION SERVICES.

21 (B) SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE  
22 DEPARTMENT SHALL REPORT TO THE GENERAL ASSEMBLY EVERY 6 MONTHS  
23 CONCERNING THE STATUS OF THE DEPARTMENT'S APPLICATION UNDER  
24 SUBSECTION (A) OF THIS SECTION.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 July 1, 1998.