

HOUSE BILL 1056

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1998 Regular Session  
8r1927  
CF 8r1928

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By: **Delegates Rosenberg, Conway, Kopp, Cadden, and Heller**

Introduced and read first time: February 13, 1998

Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2 **Local Government Health Funding Incentive Program**

3 FOR the purpose of authorizing a county to participate in a certain health funding  
4 incentive program if the county appropriates local funds for a certain eligible  
5 program; requiring the Department of Health and Mental Hygiene to direct  
6 certain locally appropriated funds in a certain manner; requiring the  
7 Department to cooperate with a county in obtaining certain federal funds;  
8 directing the disposition of certain federal funds; deeming a county to have met  
9 a certain funding specification if a certain appropriation by the county includes  
10 an appropriation for a certain program for the developmentally disabled in a  
11 certain amount; requiring the Governor to include in the budget of the  
12 Developmental Disabilities Administration a certain amount under certain  
13 circumstances; providing for the status of certain funds included by the  
14 Governor in a certain budget; authorizing the Department to recover certain  
15 reasonable administrative costs; defining a certain term; providing for a delayed  
16 effective date; and generally relating to funding for certain health programs.

17 BY repealing and reenacting, without amendments,  
18 Article - Health - General  
19 Section 1-101(a) and (c) and 7-101(a) and (b)  
20 Annotated Code of Maryland  
21 (1994 Replacement Volume and 1997 Supplement)

22 BY repealing and reenacting, with amendments,  
23 Article - Health - General  
24 Section 7-705  
25 Annotated Code of Maryland  
26 (1994 Replacement Volume and 1997 Supplement)

27 BY adding to  
28 Article - Health - General  
29 Section 24-901 through 24-907, inclusive, to be under the new subtitle "Subtitle  
30 9. Local Government Health Funding Incentive Program"  
31 Annotated Code of Maryland

1 (1996 Replacement Volume and 1997 Supplement)

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

4 **Article - Health - General**

5 1-101.

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

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

8 7-101.

9 (a) In this title the following words have the meanings indicated.

10 (b) "Administration" means the Developmental Disabilities Administration.

11 7-705.

12 [For] SUBJECT TO §§ 24-901 THROUGH 24-907 OF THIS ARTICLE, FOR day  
13 habilitation and vocational services, the Administration shall also use local funds.  
14 The local funds shall be limited to the amount paid by each jurisdiction in fiscal year  
15 1984.

16 SUBTITLE 9. LOCAL GOVERNMENT HEALTH FUNDING INCENTIVE PROGRAM.

17 24-901.

18 IN THIS SUBTITLE, "ELIGIBLE PROGRAM" MEANS A PROGRAM THAT IS FUNDED  
19 BY A LOCAL APPROPRIATION FOR:

20 (1) THE DEVELOPMENTALLY DISABLED, INCLUDING:

21 (I) COMMUNITY-BASED RESIDENTIAL PROGRAMS UNDER TITLE 7,  
22 SUBTITLE 6 OF THIS ARTICLE;

23 (II) FAMILY SUPPORT SERVICES, INDIVIDUAL SUPPORT SERVICES,  
24 AND COMMUNITY SUPPORTED LIVING ARRANGEMENTS UNDER TITLE 7, SUBTITLE 7  
25 OF THIS ARTICLE; OR

26 (III) SUPPLEMENTS TO LOCAL PROVIDERS THAT DELIVER SERVICES  
27 TO DEVELOPMENTALLY DISABLED INDIVIDUALS WITHIN A COUNTY;

28 (2) COMMUNITY MENTAL HEALTH PROGRAMS UNDER §§ 10-901  
29 THROUGH 10-905 OF THIS ARTICLE; OR

30 (3) STATE OPERATED HEALTH FACILITIES THAT ARE OPERATED UNDER  
31 THIS ARTICLE AND ARE LOCATED IN A COUNTY OR SERVE RESIDENTS OF A COUNTY.

1 24-902.

2 A COUNTY MAY PARTICIPATE IN A LOCAL GOVERNMENT HEALTH FUNDING  
3 INCENTIVE PROGRAM IF THE COUNTY APPROPRIATES LOCAL FUNDS FOR AN  
4 ELIGIBLE PROGRAM.

5 24-903.

6 THE DEPARTMENT SHALL DIRECT LOCALLY APPROPRIATED FUNDS UNDER  
7 THIS SUBTITLE TO AN ELIGIBLE PROGRAM IN THE MANNER THAT THE COUNTY  
8 WHICH APPROPRIATES THE FUNDS SPECIFIES.

9 24-904.

10 (A) THE DEPARTMENT SHALL COOPERATE WITH A COUNTY IN OBTAINING  
11 ANY POTENTIAL FEDERAL MATCHING FUNDS THAT MAY BE AVAILABLE TO THE  
12 STATE FOR AN ELIGIBLE PROGRAM SUPPORTED BY A LOCAL APPROPRIATION.

13 (B) ANY FEDERAL FUNDS THAT THE STATE OBTAINS UNDER SUBSECTION (A)  
14 OF THIS SECTION SHALL BE USED TO SUPPLEMENT A LOCAL PROGRAM DESIGNATED  
15 BY A PARTICIPATING COUNTY.

16 24-905.

17 A COUNTY SHALL BE DEEMED TO HAVE MET THE FUNDING SPECIFICATION OF  
18 § 7-705 OF THIS ARTICLE IF THE APPROPRIATION OF LOCAL FUNDS BY THE COUNTY  
19 TO AN ELIGIBLE PROGRAM INCLUDES AN APPROPRIATION FOR A PROGRAM FOR THE  
20 DEVELOPMENTALLY DISABLED UNDER § 24-901(1) OF THIS SUBTITLE OF AN AMOUNT  
21 AT LEAST TWICE THE AMOUNT INDICATED FOR THAT COUNTY UNDER § 7-705 OF  
22 THIS ARTICLE.

23 24-906.

24 (A) FOR A COUNTY THAT APPROPRIATES THE AMOUNT SPECIFIED IN § 24-905  
25 OF THIS SUBTITLE, THE GOVERNOR SHALL INCLUDE IN THE BUDGET OF THE  
26 ADMINISTRATION AN AMOUNT EQUAL TO THE FUNDING AMOUNT OF THAT COUNTY  
27 UNDER § 7-705 OF THIS ARTICLE.

28 (B) THE AMOUNT THE GOVERNOR INCLUDES UNDER SUBSECTION (A) OF THIS  
29 SECTION IS IN ADDITION TO THE REGULAR OPERATING BUDGET FOR THE  
30 ADMINISTRATION.

31 24-907.

32 THE DEPARTMENT MAY RECOVER THE REASONABLE COSTS OF ADMINISTERING  
33 THIS SUBTITLE FROM A PARTICIPATING COUNTY.

34 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
35 July 1, 1999.