
By: **Delegates Elmore, Benson, Bohanan, Boschert, Boteler, Bozman, Bromwell, Cadden, Cane, Cardin, V. Clagett, Cluster, Conway, Cryor, Donoghue, Eckardt, Elliott, Frank, Gilleland, Goodwin, Haddaway, Jameson, Kach, King, Kohl, Krebs, Kullen, Levy, Mayer, McDonough, McKee, Murray, Nathan-Pulliam, Oaks, Patterson, Ramirez, Rudolph, Smigiel, Sophocleus, Sossi, Walkup, Weldon, ~~and Wood~~ Wood, Hammen, Costa, Hubbard, Mandel, Morhaim, and V. Turner**

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Assigned to: Rules and Executive Nominations

Re-referred to: Health and Government Operations, March 6, 2006

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 22, 2006

CHAPTER _____

1 AN ACT concerning

2 **Department of Aging - Assisted Living Program Subsidies - Rate Setting**
 3 **Authority**

4 FOR the purpose of requiring the Secretary of Aging to provide for and set by
 5 regulation the amount of certain subsidies to assist certain individuals to reside
 6 in certain assisted living facilities; and generally relating to the Department of
 7 Aging and rate setting authority for assisted living program subsidies.

8 BY repealing and reenacting, with amendments,
 9 Article 70B - Department of Aging
 10 Section 4(d)
 11 Annotated Code of Maryland
 12 (2003 Replacement Volume and 2005 Supplement)

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

1 **Article 70B - Department of Aging**

2 4.

3 (d) With respect to assisted living programs, as defined under § 19-1801 of the
4 Health - General Article, the Secretary shall:

5 (1) Develop assisted living programs for the elderly, in conjunction with
6 any public or private profit or nonprofit corporation or any State or federal agency;

7 (2) Make maximum use of rent and other subsidies available from
8 federal and State sources [and];

9 (3) [provide] PROVIDE for AND SET, BY REGULATION, THE AMOUNT OF
10 subsidies necessary from State general funds to assist low income elderly individuals
11 to reside in assisted living programs as an alternative to more costly, but not required,
12 institutional care, including, when necessary and in accordance with available funds,
13 monthly subsidies for residents of assisted living programs whose adjusted gross
14 annual income is less than their cost of care for assisted living services[, provided
15 that the subsidies meet the gap between income and cost of care to a maximum of
16 \$650 per month];

17 [(3)] (4) Find sponsors for assisted living programs;

18 [(4)] (5) Assist developers in formulating design concepts and meeting
19 program needs;

20 [(5)] (6) When necessary and in accordance with available funds,
21 provide subsidies for congregate meals, housekeeping, and personal services for
22 assisted living programs and develop eligibility requirements in connection with
23 these subsidies;

24 [(6)] (7) Adopt regulations governing eligibility requirements for
25 subsidies; and

26 [(7)] (8) Review the compliance of assisted living programs with the
27 regulations adopted by the Secretary of Health and Mental Hygiene for licensing
28 these programs to operate in the State.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2006.

