

HOUSE BILL 67

F1, O4

6lr0009

(PRE-FILED)

By: **Chair, Ways and Means Committee (By Request – Departmental – Office for Children)**

Requested: September 24, 2015

Introduced and read first time: January 13, 2016

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: February 23, 2016

CHAPTER _____

1 AN ACT concerning

2 **Maryland Infants and Toddlers Program – Composition**

3 FOR the purpose of repealing the requirement for the Maryland Infants and Toddlers
4 Program to include certain early intervention services provided or supervised by the
5 Governor’s Office for Children; and generally relating to the Maryland Infants and
6 Toddlers Program.

7 BY repealing and reenacting, with amendments,
8 Article – Education
9 Section 8–416
10 Annotated Code of Maryland
11 (2014 Replacement Volume and 2015 Supplement)

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

14 **Article – Education**

15 8–416.

16 (a) (1) There is a Maryland Infants and Toddlers Program in the Department.

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.



1 (2) The purpose of the Program is to provide a statewide, community-based
2 interagency system of comprehensive early intervention services to eligible infants and
3 toddlers, from birth until the beginning of the school year following a child's 4th birthday,
4 and their families.

5 (b) The Department shall be the lead agency for supervising and monitoring the
6 Program.

7 (c) The Program shall include the early intervention services provided or
8 supervised by the Department, the Department of Health and Mental Hygiene, including
9 the Early Hearing Detection and Intervention Program established under Title 13, Subtitle
10 6 of the Health – General Article, AND the Department of Human Resources[, and the
11 Governor's Office for Children].

12 (d) The Program shall be administered in accord with the applicable
13 requirements of Part C of the Individuals with Disabilities Education Act and other
14 applicable federal and State laws.

15 (e) An interagency coordinating council shall be appointed by the Governor, with
16 the advice and consent of the Senate, and shall:

17 (1) Advise and assist the Department in the supervision and monitoring of
18 the Program; and

19 (2) Submit an annual report to the Governor and the federal government.

20 (f) Local lead agencies shall be established or designated in each county and
21 Baltimore City to administer the Program in their subdivision, under the direction of the
22 Department.

23 (g) (1) In each county, the county executive or county commissioners, as
24 appropriate, or in Baltimore City, the Mayor, shall establish a local interagency
25 coordinating council to advise and assist the local lead agency in the development and
26 implementation of policies that constitute the local Program.

27 (2) (i) In each county, the county executive or county commissioners, as
28 appropriate, or in Baltimore City, the Mayor, may designate the local management board
29 to serve as the local interagency coordinating council or establish the local interagency
30 coordinating council as a part of that board.

31 (ii) Where a local management board and a local interagency
32 coordinating council coexist, they shall work cooperatively.

33 (h) (1) For fiscal year 2004, the annual per child cost of the Program is \$4,044.

34 (2) For fiscal year 2005 and each succeeding fiscal year, the annual per
35 child cost of the Program shall be the amount in paragraph (1) of this subsection increased

1 by the same percentage as the increase in the implicit price deflator for State and local
2 government expenditures, as of July of the second fiscal year preceding the year for which
3 the amount is being calculated.

4 (3) For each fiscal year, if sufficient funds are not available to provide
5 grants in accordance with the formula under paragraph (4) of this subsection, the Governor
6 shall include in the annual budget bill an appropriation for the Maryland Infants and
7 Toddlers Program in an amount not less than the amount of the appropriation for the
8 Program as approved in the State budget as enacted by the General Assembly for the prior
9 fiscal year.

10 (4) Subject to the availability of funding for the Program in the State
11 budget, the Department shall distribute a grant to the local lead agency for the Program in
12 each county in an amount equal to the product of:

13 (i) The annual per child cost multiplied by the number of children
14 in the county who received services under the Program in the second fiscal year preceding
15 the year for which the amount is being calculated; and

16 (ii) .20 for fiscal year 2007 and each succeeding fiscal year.

17 (i) The Department shall adopt regulations necessary to carry out the provisions
18 of this section.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2016.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.