

HOUSE BILL 769

03, 02

7lr2311
CF SB 216

By: ~~Delegate West~~ Delegates West, Pendergrass, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena-Melnyk, Platt, Rosenberg, Saab, Sample-Hughes, Szeliga, and K. Young

Introduced and read first time: February 3, 2017

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 8, 2017

CHAPTER _____

1 AN ACT concerning

2 **Maryland Caregivers Support Coordinating Council – Renaming and Altering**
3 **Membership and Duties**

4 FOR the purpose of renaming the Maryland Caregivers Support Coordinating Council to
5 be the Maryland Commission on Caregiving; altering the membership of the
6 Commission to include certain members of the General Assembly; requiring the
7 Governor to consider groups representing certain individuals when appointing
8 members to the Commission; requiring the Commission to provide ongoing analysis
9 of best practices in family caregiver support programs and to monitor
10 implementation of the Commission's recommendations; making certain conforming
11 changes; and generally relating to the Maryland Commission on Caregiving.

12 BY repealing and reenacting, with amendments,
13 Article – Human Services
14 Section 7–301 through 7–305 and 10–705(2)
15 Annotated Code of Maryland
16 (2007 Volume and 2016 Supplement)

17 BY repealing and reenacting, without amendments,
18 Article – Human Services
19 Section 10–702
20 Annotated Code of Maryland

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.



(2007 Volume and 2016 Supplement)

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

Article – Human Services

7–301.

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

(b) [“Council”] **“COMMISSION”** means the [Maryland Caregivers Support
Coordinating Council] **MARYLAND COMMISSION ON CAREGIVING**.

(c) “Department” means the Department of Human Resources.

7–302.

(a) There is a [Maryland Caregivers Support Coordinating Council] **MARYLAND
COMMISSION ON CAREGIVING** in the Department.

(b) The purpose of the [Council] **COMMISSION** is to coordinate statewide
planning, development, and implementation of family caregiver support services.

7–303.

(a) (1) The [Council] **COMMISSION** consists of the following members
[appointed by the Governor]:

**(I) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED
BY THE PRESIDENT OF THE SENATE;**

**(II) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED
BY THE SPEAKER OF THE HOUSE; AND**

(III) THE FOLLOWING MEMBERS APPOINTED BY THE GOVERNOR:

[(i)] 1. two representatives from the Department of Human
Resources;

[(ii)] 2. three representatives from the Department of Health and
Mental Hygiene;

[(iii)] 3. one representative from the Department of Aging;

[(iv)] 4. one representative from an area agency on aging;

- 1 [(v)] 5. one representative from the Department of Disabilities;
- 2 [(vi)] 6. one representative from the Maryland Respite Care
- 3 Coalition;
- 4 [(vii)] 7. two consumers of respite care services;
- 5 [(viii)] 8. three family caregivers; and
- 6 [(ix)] 9. three representatives of organizations that provide or
- 7 have interest or expertise in respite care services.

8 (2) In appointing members to the [Council] COMMISSION, to the extent

9 possible, the Governor shall consider groups representing individuals [with]:

- 10 (i) WITH Alzheimer’s disease and related disorders;
- 11 (ii) WITH developmental disabilities;
- 12 (iii) WITH physical disabilities;
- 13 (iv) WITH chronic illnesses;
- 14 (v) WITH mental or emotional conditions that require supervision;
- 15 [and]
- 16 (vi) [vulnerability] WHO ARE VULNERABLE to abuse or neglect;
- 17 (VII) WITH DISABILITIES, DISORDERS, OR CONDITIONS
- 18 AFFECTING THE ENTIRE LIFESPANS OF THE INDIVIDUALS; AND
- 19 (VIII) WHO REFLECT THE DIVERSITY OF THE STATE.

20 (b) The term of a member of the [Council] COMMISSION is 3 years.

21 (c) The Governor shall appoint a chair of the [Council] COMMISSION from

22 among the members.

23 7–304.

24 (a) (1) The Department shall provide staff for the [Council] COMMISSION.

25 (2) An individual from the Department shall serve as executive director of

26 the [Council] COMMISSION.

1 (b) A member of the [Council] COMMISSION:

2 (1) may not receive compensation as a member of the [Council]
3 COMMISSION; but

4 (2) is entitled to reimbursement for expenses under the Standard State
5 Travel Regulations, as provided in the State budget.

6 7-305.

7 (a) The [Council] COMMISSION shall:

8 (1) solicit and gather concerns of caregivers by:

9 (i) conducting surveys;

10 (ii) holding public hearings;

11 (iii) establishing a telephone hotline for public access; and

12 (iv) other appropriate means;

13 (2) develop and distribute to interested parties a handbook of current
14 respite care and other family caregiver services available in the State;

15 (3) review successful respite care programs in other states;

16 (4) develop a model family caregiver support program that incorporates
17 best practices from existing programs in this and other states;

18 **(5) PROVIDE ONGOING ANALYSIS OF BEST PRACTICES IN FAMILY**
19 **CAREGIVER SUPPORT PROGRAMS IN THIS AND OTHER STATES;**

20 **[(5)] (6)** coordinate activities of existing and proposed family caregiver
21 support services among State and local units;

22 **[(6)] (7)** research available funding sources and explore possibilities for
23 additional funds; [and]

24 **[(7)] (8)** identify unmet needs and priorities for additional funds; AND

25 **(9) MONITOR IMPLEMENTATION OF THE COMMISSION'S**
26 **RECOMMENDATIONS.**

1 (b) The [Council] COMMISSION shall report annually on its activities AND
2 RECOMMENDATIONS REGARDING FAMILY CAREGIVER SUPPORT SERVICES to the
3 Governor and, subject to § 2-1246 of the State Government Article, the General Assembly.

4 10-702.

5 (a) There is a Family Caregiver Assistance Program in the Department.

6 (b) The purpose of the Program is to provide grants to eligible family caregivers
7 to supplement the unmet expenses of caring for an adult dependent.

8 10-705.

9 The Secretary shall:

10 (2) work in cooperation with the Department of Disabilities, the
11 Department of Health and Mental Hygiene, and the [Maryland Caregivers Support
12 Coordinating Council] MARYLAND COMMISSION ON CAREGIVING to promote the
13 Program to family caregivers throughout the State; and

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2017.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.