

# SENATE BILL 912

J1, O4

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CF HB 1685

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By: **Senators Ferguson, Madaleno, Rosapepe, Young, and Zucker**

Introduced and read first time: February 5, 2018

Assigned to: Finance

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 16, 2018

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Maryland Prenatal and Infant Care Coordination Services Grant Program Fund**  
3 **(Thrive by Three Fund)**

4 FOR the purpose of establishing the Maryland Prenatal and Infant Care Coordination  
5 Services Grant Program Fund; providing for the purpose of the Fund; requiring the  
6 Secretary of Health to award grants from the Fund and oversee the operation of the  
7 Fund; providing that the Fund is a special, nonlapsing fund not subject to a certain  
8 provision of law; requiring the State Treasurer to hold the Fund separately and the  
9 Comptroller to account for the Fund; specifying the contents of the Fund; specifying  
10 the purpose for which the Fund may be used; providing for the investment of money  
11 in and expenditures from the Fund; providing that money expended from the Fund  
12 for certain grants are supplemental to and not intended to take the place of certain  
13 other appropriations; providing that the Fund is subject to audit; authorizing any  
14 county or municipality to apply to the Secretary for a grant from the Fund to be  
15 applied toward a certain program; requiring that an application for a grant from the  
16 Fund include certain evidence and a certain plan; requiring the Secretary, after  
17 consultation with members of the Children's Cabinet, to establish certain  
18 procedures; requiring that priority on the awarding of grants be given to certain  
19 proposals; requiring a county or municipality awarded a grant from the Fund to  
20 submit a certain report each year to the Secretary and the General Assembly that  
21 includes certain information; requiring interest earnings of the Fund to be credited  
22 to the Fund; exempting the Fund from a certain provision of law requiring interest  
23 earnings on State money to accrue to the General Fund of the State; defining certain  
24 terms; and generally relating to the Maryland Prenatal and Infant Care  
25 Coordination Services Grant Program Fund.

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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 BY adding to  
2 Article – Health – General  
3 Section 24–1501 through 24–1505 to be under the new subtitle “Subtitle 15.  
4 Maryland Prenatal and Infant Care Coordination Services Grant Program  
5 Fund”  
6 Annotated Code of Maryland  
7 (2015 Replacement Volume and 2017 Supplement)

8 BY repealing and reenacting, without amendments,  
9 Article – State Finance and Procurement  
10 Section 6–226(a)(2)(i)  
11 Annotated Code of Maryland  
12 (2015 Replacement Volume and 2017 Supplement)

13 BY repealing and reenacting, with amendments,  
14 Article – State Finance and Procurement  
15 Section 6–226(a)(2)(ii)101. and 102.  
16 Annotated Code of Maryland  
17 (2015 Replacement Volume and 2017 Supplement)

18 BY adding to  
19 Article – State Finance and Procurement  
20 Section 6–226(a)(2)(ii)103.  
21 Annotated Code of Maryland  
22 (2015 Replacement Volume and 2017 Supplement)

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

25 **Article – Health – General**

26 **SUBTITLE 15. MARYLAND PRENATAL AND INFANT CARE COORDINATION**  
27 **SERVICES GRANT PROGRAM FUND.**

28 **24–1501.**

29 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
30 INDICATED.

31 (B) “CARE COORDINATION SERVICES” MEANS AN ACTIVE, ONGOING  
32 PROCESS OF ASSISTING AN INDIVIDUAL TO IDENTIFY, ACCESS, AND USE COMMUNITY  
33 RESOURCES AND COORDINATING SERVICES TO MEET THE INDIVIDUAL’S NEEDS.

1 (C) "FUND" MEANS THE MARYLAND PRENATAL AND INFANT CARE  
2 COORDINATION SERVICES GRANT PROGRAM FUND ESTABLISHED UNDER §  
3 24-1502(A) OF THIS SUBTITLE.

4 24-1502.

5 (A) THERE IS A MARYLAND PRENATAL AND INFANT CARE COORDINATION  
6 SERVICES GRANT PROGRAM FUND.

7 (B) THE PURPOSE OF THE FUND IS TO MAKE GRANTS TO COUNTIES AND  
8 MUNICIPALITIES TO PROVIDE CARE COORDINATION SERVICES ~~AND~~  
9 ~~EVIDENCE-BASED SUPPORTS OR INTERVENTIONS~~ TO LOW-INCOME PREGNANT AND  
10 POSTPARTUM WOMEN AND TO CHILDREN FROM BIRTH TO 3 YEARS OLD.

11 (C) THE SECRETARY SHALL:

12 (1) AWARD GRANTS FROM THE FUND; AND

13 (2) OVERSEE THE OPERATION OF THE FUND.

14 (D) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT  
15 SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

16 (2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY,  
17 AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

18 (E) THE FUND CONSISTS OF:

19 (1) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;

20 (2) INVESTMENT EARNINGS OF THE FUND; AND

21 (3) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR  
22 THE BENEFIT OF THE FUND.

23 (F) THE FUND MAY BE USED ONLY TO PROVIDE GRANTS TO COUNTIES AND  
24 MUNICIPALITIES TO PROVIDE CARE COORDINATION SERVICES ~~AND~~  
25 ~~EVIDENCE-BASED SUPPORTS OR INTERVENTIONS~~ TO LOW-INCOME PREGNANT AND  
26 POSTPARTUM WOMEN AND CHILDREN FROM BIRTH TO 3 YEARS OLD.

27 (G) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND  
28 IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

1           **(2) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO**  
2 **THE FUND, INCLUDING INTEREST EARNINGS UNDER SUBSECTION (E) OF THIS**  
3 **SECTION.**

4           **(H) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE**  
5 **WITH THE STATE BUDGET.**

6           **(I) MONEY EXPENDED FROM THE FUND FOR GRANTS UNDER THIS**  
7 **SUBTITLE IS SUPPLEMENTAL TO AND IS NOT INTENDED TO TAKE THE PLACE OF**  
8 **FUNDING THAT OTHERWISE WOULD BE APPROPRIATED FOR CARE COORDINATION**  
9 **SERVICES.**

10           **(J) THE FUND IS SUBJECT TO AUDIT BY THE OFFICE OF LEGISLATIVE**  
11 **AUDITS AS PROVIDED IN § 2-1220 OF THE STATE GOVERNMENT ARTICLE.**

12 **24-1503.**

13           **(A) ANY COUNTY OR MUNICIPALITY MAY APPLY TO THE SECRETARY FOR A**  
14 **GRANT FROM THE FUND TO BE APPLIED TOWARD A PROGRAM THAT PROVIDES CARE**  
15 **COORDINATION SERVICES ~~AND EVIDENCE-BASED SUPPORTS OR INTERVENTIONS~~ TO**  
16 **LOW-INCOME PREGNANT AND POSTPARTUM WOMEN AND TO CHILDREN FROM**  
17 **BIRTH TO 3 YEARS OLD.**

18           **(B) AN APPLICATION FOR A GRANT FROM THE FUND SHALL INCLUDE, AT**  
19 **MINIMUM:**

20           **(1) EVIDENCE THAT THE COUNTY'S OR MUNICIPALITY'S CARE**  
21 **COORDINATION SERVICES WILL BE A COLLABORATIVE EFFORT INVOLVING:**

22                   **(i) THE APPROPRIATE PUBLIC SERVICE AGENCIES; AND**

23                   **(ii) COMMUNITY-BASED PROVIDERS; AND**

24           **(2) A PLAN FOR THE ESTABLISHMENT OF A DATABASE THAT**  
25 **COLLECTS DATA FROM THE PROGRAM TO ENSURE THAT THE PROVISION OF**  
26 **SERVICES, ~~SUPPORTS, AND INTERVENTIONS ARE~~ IS PROVIDED TO THE FAMILIES**  
27 **WITH THE HIGHEST NEED.**

28 **24-1504.**

29           **(A) THE SECRETARY, AFTER CONSULTATION WITH THE MEMBERS OF THE**  
30 **CHILDREN'S CABINET, SHALL ESTABLISH PROCEDURES FOR THE DISTRIBUTION OF**  
31 **MONEY FROM THE FUND.**

1 (B) PRIORITY ON AWARDING GRANTS SHALL BE GIVEN TO PROPOSALS  
2 FROM A COUNTY OR MUNICIPALITY THAT:

3 (1) HAS:

4 (I) A HIGH NUMBER OF BIRTHS TO WOMEN ENROLLED IN  
5 MEDICAID;

6 (II) HIGH RATES OF INFANT MORTALITY; AND

7 (III) HIGH RATES OF PRETERM BIRTHS; AND

8 (2) DEMONSTRATES THAT THE PROGRAM WILL BE COORDINATED  
9 WITH COMMUNITY-BASED SERVICE PROVIDERS.

10 24-1505.

11 A COUNTY OR MUNICIPALITY AWARDED A GRANT FROM THE FUND SHALL  
12 SUBMIT ANNUALLY TO THE SECRETARY AND, IN ACCORDANCE WITH § 2-1246 OF  
13 THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY A REPORT THAT  
14 INCLUDES DATA DESCRIBING:

15 (1) THE SERVICES PROVIDED;

16 (2) THE NUMBER OF INDIVIDUALS RECEIVING SERVICES;

17 (3) OUTCOMES FOR INDIVIDUALS RECEIVING SERVICES; AND

18 (4) AN ASSESSMENT OF THE FUNDED ACTIVITIES' ABILITY TO SCALE.

19 **Article – State Finance and Procurement**

20 6-226.

21 (a) (2) (i) Notwithstanding any other provision of law, and unless  
22 inconsistent with a federal law, grant agreement, or other federal requirement or with the  
23 terms of a gift or settlement agreement, net interest on all State money allocated by the  
24 State Treasurer under this section to special funds or accounts, and otherwise entitled to  
25 receive interest earnings, as accounted for by the Comptroller, shall accrue to the General  
26 Fund of the State.

27 (ii) The provisions of subparagraph (i) of this paragraph do not apply  
28 to the following funds:

29 101. the Advance Directive Program Fund; [and]

1 102. the Make Office Vacancies Extinct Matching Fund; AND

2 103. THE MARYLAND PRENATAL AND INFANT CARE  
3 COORDINATION SERVICES GRANT PROGRAM FUND.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 October 1, 2018.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.