

# HOUSE BILL 166

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(PRE-FILED)

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CF SB 27

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By: ~~Delegate Sample Hughes~~ Delegates Sample-Hughes, Bagnall, Belcastro, Bhandari, Carr, Chisholm, Cullison, Johnson, Kaiser, Kelly, Kerr, Kipke, Krebs, Landis, R. Lewis, Morgan, Reilly, Rosenberg, Saab, Szeliga, and K. Young

Requested: October 28, 2021

Introduced and read first time: January 12, 2022

Assigned to: Health and Government Operations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 15, 2022

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

1 AN ACT concerning

2 **Alzheimer's Disease and Dementia – Council and Coordination of Services**  
3 **(Dementia Services Act of 2022)**

4 FOR the purpose of renaming the Virginia I. Jones Alzheimer's Disease and Related  
5 Disorders Council to be the Virginia I. Jones Alzheimer's Disease and Related  
6 Dementias Council; establishing the terms of the appointed members of the ~~Virginia~~  
7 ~~I. Jones Alzheimer's Disease and Related Disorders~~ Council; altering the staffing and  
8 reporting requirements of the Council; establishing the position of Director of  
9 Dementia Services ~~Coordination~~ and Brain Health in the Maryland Department of  
10 Health; repealing the termination date for the Council; and generally relating to the  
11 Virginia I. Jones Alzheimer's Disease and Related ~~Disorders~~ Dementias Council and  
12 the Director of Dementia Services ~~Coordination~~ and Brain Health.

13 BY repealing and reenacting, with amendments,

14 Article – Health – General

15 Section 13-3201, 13-3202, and 13-3204, ~~13-3205, and through~~ 13-3207 to be under  
16 the amended subtitle “Subtitle 32. Virginia I. Jones Alzheimer's Disease and  
17 Related Dementias Council”

18 Annotated Code of Maryland

19 (2019 Replacement Volume and 2021 Supplement)

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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 repealing and reenacting, without amendments,  
 2 Article – Health – General  
 3 Section ~~13–3202~~, 13–3203, and ~~13–3206~~  
 4 Annotated Code of Maryland  
 5 (2019 Replacement Volume and 2021 Supplement)

6 BY adding to  
 7 Article – Health – General  
 8 Section 13–32A–01 through 13–32A–06 to be under the new subtitle “Subtitle 32A.  
 9 Director of Dementia Services ~~Coordination~~ and Brain Health”  
 10 Annotated Code of Maryland  
 11 (2019 Replacement Volume and 2021 Supplement)

12 BY repealing and reenacting, with amendments,  
 13 Chapter 305 of the Acts of the General Assembly of 2013, as amended by Chapters  
 14 74 and 75 of the Acts of the General Assembly of 2016 and Chapters 410 and  
 15 411 of the Acts of the General Assembly of 2019  
 16 Section 2

17 BY repealing and reenacting, with amendments,  
 18 Chapter 306 of the Acts of the General Assembly of 2013, as amended by Chapters  
 19 74 and 75 of the Acts of the General Assembly of 2016 and Chapters 410 and  
 20 411 of the Acts of the General Assembly of 2019  
 21 Section 2

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

24 **Article – Health – General**

25 Subtitle 32. Virginia I. Jones Alzheimer’s Disease and Related [Disorders] **DEMENTIAS**  
 26 Council.

27 13–3201.

28 (A) In this subtitle[,] **THE FOLLOWING WORDS HAVE THE MEANINGS**  
 29 **INDICATED.**

30 (B) “Council” means the Virginia I. Jones Alzheimer’s Disease and Related  
 31 ~~Disorders~~ **DEMENTIAS** Council.

32 (C) **“DIRECTOR” MEANS THE DIRECTOR OF DEMENTIA SERVICES**  
 33 **~~COORDINATION AND BRAIN HEALTH~~ ESTABLISHED UNDER SUBTITLE 32A OF THIS**  
 34 **TITLE.**

35 13–3202.

1           There is a Virginia I. Jones Alzheimer's Disease and Related Disorders ~~Disorders~~ DEMENTIAS  
2 Council.

3 13-3203.

4           (a)    The Council consists of the following members:

5                   (1)    One member of the Senate of Maryland, appointed by the President of  
6 the Senate;

7                   (2)    One member of the House of Delegates, appointed by the Speaker of the  
8 House;

9                   (3)    The Secretary of Health, or the Secretary's designee;

10                  (4)    The Secretary of Aging, or the Secretary's designee;

11                  (5)    The Executive Director of the Alzheimer's Association, Greater  
12 Maryland Chapter, or the Executive Director's designee;

13                  (6)    The President of the Alzheimer's Association, National Capital Area  
14 Chapter, or the President's designee; and

15                  (7)    The following members, appointed by the Governor:

16                           (i)    Seven health care professionals with relevant professional  
17 experience;

18                           (ii)   Three human service professionals with relevant professional  
19 experience;

20                           (iii)   One elder law attorney with relevant professional experience;

21                           (iv)   Two research professionals with relevant professional  
22 experience;

23                           (v)    Two family caregivers of individuals with Alzheimer's disease or  
24 a related disorder; and

25                           (vi)   At the recommendation of the Council, any other member  
26 necessary to fulfill the duties of the Council.

27           (b)    To the extent practicable, the members appointed to the Council shall reflect  
28 the geographic, racial, ethnic, cultural, and gender diversity of the State.

29 13-3204.

1 (a) The members of the Council shall select the chair of the Council.

2 (b) A member of the Council:

3 (1) May not receive compensation as a member of the Council; but

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

6 (c) (1) **THE TERM OF AN APPOINTED MEMBER OF THE COUNCIL IS 3**  
7 **YEARS.**

8 (2) **THE TERMS OF THE APPOINTED MEMBERS OF THE COUNCIL ARE**  
9 **STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR THE APPOINTED MEMBERS**  
10 **OF THE COUNCIL ON OCTOBER 1, 2022.**

11 (3) **AT THE END OF A TERM, AN APPOINTED MEMBER CONTINUES TO**  
12 **SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.**

13 (4) **A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES**  
14 **ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND**  
15 **QUALIFIES.**

16 13-3205.

17 (a) The [Department] **DIRECTOR**, with assistance from the ~~DEPARTMENT OF~~  
18 ~~LEGISLATIVE SERVICES AND THE~~ Department of Aging, shall provide staff support for  
19 the Council.

20 (b) The [Department] **DIRECTOR** may request staffing assistance from public  
21 health entities with an interest in the duties of the Council.

22 13-3206.

23 The Council shall:

24 (1) Update the State Plan on Alzheimer's Disease and Related ~~Disorders~~  
25 **DEMENTIAS** and advocate for the State Plan;

26 (2) (i) Examine the needs of individuals with Alzheimer's disease and  
27 related ~~disorders~~ **DEMENTIAS** and their caregivers; and

28 (ii) Identify methods through which the State can most effectively  
29 and efficiently assist in meeting those needs;

1 (3) Advise the Governor and the General Assembly on policy, funding,  
2 regulatory, and other issues related to individuals with Alzheimer’s disease and related  
3 ~~disorders~~ DEMENTIAS and their caregivers; and

4 (4) Develop and promote strategies to encourage brain health and reduce  
5 cognitive decline.

6 13-3207.

7 On or before September 1 [each year], **2022, AND ON OR BEFORE SEPTEMBER 1**  
8 **EVERY 5 YEARS THEREAFTER**, the Council shall [report to the Governor and, in  
9 accordance with § 2-1257 of the State Government Article, the General Assembly on the  
10 activities and recommendations of the Council] **ISSUE AND PUBLISH AN UPDATE TO THE**  
11 **STATE PLAN ON ALZHEIMER’S DISEASE AND RELATED ~~DISORDERS~~ DEMENTIAS.**

12 **SUBTITLE 32A. DIRECTOR OF DEMENTIA SERVICES ~~COORDINATION AND BRAIN~~**  
13 **HEALTH.**

14 **13-32A-01.**

15 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
16 INDICATED.

17 (B) “COUNCIL” MEANS THE VIRGINIA I. JONES ALZHEIMER’S DISEASE AND  
18 ~~RELATED DISORDERS~~ DEMENTIAS COUNCIL.

19 (C) “DIRECTOR” MEANS THE DIRECTOR OF DEMENTIA SERVICES  
20 ~~COORDINATION AND BRAIN~~ HEALTH.

21 **13-32A-02.**

22 (A) THERE IS A DIRECTOR OF DEMENTIA SERVICES ~~COORDINATION AND~~  
23 BRAIN HEALTH IN THE DEPARTMENT.

24 (B) THE DIRECTOR SHALL REPORT TO THE SECRETARY.

25 **13-32A-03.**

26 THE POSITION OF DIRECTOR SHALL BE A FULL-TIME AND PERMANENT  
27 POSITION.

28 **13-32A-04.**

29 (A) THE PURPOSE OF THE POSITION OF DIRECTOR IS TO COORDINATE AND  
30 FACILITATE COMMUNICATION RELATING TO DEMENTIA SERVICES IN THE STATE.

1 (B) THE DIRECTOR SHALL:

2 (1) COORDINATE THE DEPARTMENT'S APPROACH TO ADDRESSING  
3 ALZHEIMER'S DISEASE AND OTHER FORMS OF DEMENTIA AND BRAIN HEALTH,  
4 INCLUDING THROUGH PUBLIC AWARENESS, PREVENTION, AND EARLY DETECTION  
5 AND DIAGNOSIS;

6 (2) STAFF THE COUNCIL AND ~~IMPLEMENT~~ OVERSEE  
7 IMPLEMENTATION OF THE STATE PLAN ON ALZHEIMER'S DISEASE AND RELATED  
8 DISORDERS DEMENTIAS;

9 (3) ASSESS, ANALYZE, AND CONDUCT OUTREACH TO SHARE  
10 COGNITIVE HEALTH AND DEMENTIA-RELATED DATA;

11 (4) ~~IDENTIFY AND SHARE DEMENTIA-SPECIFIC TRAINING WITH~~  
12 ~~STAKEHOLDERS WHO ENGAGE WITH INDIVIDUALS WITH ALZHEIMER'S DISEASE OR~~  
13 ~~OTHER FORMS OF DEMENTIA~~ DEVELOP AND MONITOR IMPLEMENTATION  
14 MILESTONES AND MEASURABLE OUTCOMES TO ASSESS PROGRESS IN ACHIEVING  
15 THE GOALS LAID OUT IN THE STATE PLAN ON ALZHEIMER'S DISEASE AND RELATED  
16 DEMENTIAS;

17 (5) IDENTIFY EFFICIENCIES ACROSS STATE AGENCIES THAT AID  
18 INDIVIDUALS WITH DEMENTIA AND THEIR CAREGIVERS, AND COORDINATE PUBLIC  
19 AND PRIVATE STAKEHOLDER PARTNERSHIPS;

20 (6) APPLY FOR GRANTS TO ENABLE THE IMPLEMENTATION OF THE  
21 STATE PLAN ON ALZHEIMER'S DISEASE AND RELATED DEMENTIAS GOALS TO  
22 REDUCE THE RISK OF DEMENTIA, AND TO IMPROVE THE QUALITY OF CARE FOR  
23 INDIVIDUALS WITH DEMENTIA AND THEIR CAREGIVERS; AND

24 (7) CARRY OUT OTHER DUTIES RELEVANT TO THE SUPPORT OF  
25 INDIVIDUALS WITH DEMENTIA AS MAY BE ASSIGNED BY THE ~~DIRECTOR OF THE~~  
26 ~~CENTER FOR CHRONIC DISEASE PREVENTION AND CONTROL~~ DEPARTMENT.

27 13-32A-05.

28 ON OR BEFORE SEPTEMBER 1, 2023, AND ON OR BEFORE SEPTEMBER 1  
29 EVERY 5 YEARS THEREAFTER, THE DIRECTOR SHALL REPORT TO THE GOVERNOR  
30 AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE  
31 SENATE FINANCE COMMITTEE AND THE HOUSE HEALTH AND GOVERNMENT  
32 OPERATIONS COMMITTEE ON THE ACTIVITIES AND RECOMMENDATIONS OF THE  
33 DIRECTOR.

1 **13-32A-06.**

2 ~~FOR FISCAL YEAR 2023 AND EACH FISCAL YEAR THEREAFTER, THE~~ **THE**  
 3 **GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION TO**  
 4 **FUND THE POSITION OF DIRECTOR AND THE** ~~VIRGINIA I. JONES ALZHEIMER'S~~  
 5 ~~DISEASE AND RELATED DISORDERS COUNCIL~~ **COUNCIL, AS FOLLOWS:**

6 **(1) FOR FISCAL YEAR 2023, AT LEAST \$71,400;**

7 **(2) FOR FISCAL YEAR 2024, AT LEAST \$83,000;**

8 **(3) FOR FISCAL YEAR 2025, AT LEAST \$85,300;**

9 **(4) FOR FISCAL YEAR 2026, AT LEAST \$87,600; AND**

10 **(5) FOR FISCAL YEAR 2027 AND EACH FISCAL YEAR THEREAFTER, AT**  
 11 **LEAST \$89,900.**

12 **Chapter 305 of the Acts of 2013, as amended by Chapters 74 and 75 of the Acts of**  
 13 **2016 and Chapters 410 and 411 of the Acts of 2019**

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 15 October 1, 2013. [It shall remain effective for a period of 11 years and, at the end of  
 16 September 20, 2024, with no further action required by the General Assembly, this Act  
 17 shall be abrogated and of no further force and effect.]

18 **Chapter 306 of the Acts of 2013, as amended by Chapters 74 and 75 of the Acts of**  
 19 **2016 and Chapters 410 and 411 of the Acts of 2019**

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 21 October 1, 2013. [It shall remain effective for a period of 11 years and, at the end of  
 22 September 20, 2024, with no further action required by the General Assembly, this Act  
 23 shall be abrogated and of no further force and effect.]

24 SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the members of  
 25 the Virginia I. Jones Alzheimer's Disease and Related ~~Disorders~~ Dementias Council  
 26 appointed as of October 1, 2022, shall expire as follows:

27 (1) five members in 2024;

28 (2) five members in 2025;

29 (3) five members in 2026; and

30 (4) any other member appointed by the Governor under § 13-3203(a)(7)(vi)  
 31 of the Health – General Article in 2027.

1           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2   October 1, 2022.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.