

FOR the purpose of requiring certain individuals to develop a written plan of habilitation for individuals in State residential centers; requiring the Developmental Disabilities Administration to develop a certain protocol and format for the written plan of habilitation to be used by each State residential center; requiring treating professionals and resource coordinators to discuss service needs with individuals in a State residential center on an annual basis and on request of the individual; requiring the use of communication devices and certain techniques to facilitate the involvement of certain individuals in the development of the written plan of habilitation; requiring the written plan of habilitation to include certain recommendations, descriptions of services and supports, barriers to community services, and an annual update on the status and progress toward addressing and resolving barriers; requiring the treating professional and resource coordinator to identify and report certain rights violations; requiring each State residential center to provide certain information to the Developmental Disabilities Administration and the Department of Disabilities by a certain date; requiring the Developmental Disabilities Administration and the Department of Disabilities to report to the General Assembly by a certain date; defining a certain term; and generally relating to a written plan of habilitation for individuals in State residential centers.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 7-1006

Annotated Code of Maryland

(2000 Replacement Volume and 2004 Supplement)

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

Article – Health – General

7-1006.

(A) IN THIS SECTION, “RESOURCE COORDINATOR” MEANS A AN INDEPENDENT PROFESSIONAL STAFF PERSON RESPONSIBLE FOR ASSISTING IN THE DEVELOPMENT AND REVIEW OF AN INDIVIDUAL PLAN OF HABILITATION DESIGNED TO MEET THE INDIVIDUAL'S NEEDS, PREFERENCES, DESIRES, GOALS, AND OUTCOMES IN THE LEAST RESTRICTIVE ENVIRONMENT MOST INTEGRATED SETTING.

[(a)] (B) The professional and supportive staff of a licensee who provides residential or day habilitation services shall make a written plan of habilitation for each individual with developmental disability who has been accepted for service by the licensee. The plan shall meet applicable federal standards. At least once a year, the staff shall reevaluate the effectiveness and adequacy of each plan in consultation with the individual with developmental disability and any person authorized to act on behalf of the individual, and shall revise the plan as needed. At least once a year, the Administration shall review the licensee's execution of the plan of habilitation, and compliance with the rules, regulations, and standards which the Secretary adopts.