

NEEDS, INCLUDING COMMUNITY CAPACITY OR SYSTEMS, IF COMMUNITY SERVICES ARE DETERMINED TO BE THE MOST INTEGRATED SETTING APPROPRIATE TO MEET THE INDIVIDUAL'S NEEDS.

(2) THE TREATING PROFESSIONAL AND RESOURCE COORDINATOR SHALL IDENTIFY AND REPORT ANY RIGHTS VIOLATIONS AS PROVIDED IN §§ 7-1002(B) AND 7-1003(M) OF THIS SUBTITLE.

(3) ON OR BEFORE DECEMBER 1 OF EACH YEAR, EACH STATE RESIDENTIAL CENTER SHALL PROVIDE THE INFORMATION REQUIRED UNDER PARAGRAPH (1)(VI) AND (VII) OF THIS SUBSECTION TO THE DEVELOPMENTAL DISABILITIES ADMINISTRATION AND TO THE DEPARTMENT OF DISABILITIES.

(4) (I) ON OR BEFORE JULY 1 OF EACH YEAR, THE DEVELOPMENTAL DISABILITIES ADMINISTRATION AND THE DEPARTMENT OF DISABILITIES SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, SUMMARIZING THE STATEWIDE AND REGIONAL INFORMATION PROVIDED BY THE STATE RESIDENTIAL CENTERS IN PARAGRAPH (3) OF THIS SUBSECTION.

(II) THE DATA SHALL BE INCORPORATED IN THE STATE'S OLMSTEAD PLAN, WITH RECOMMENDATIONS TO ADDRESS THE BARRIERS THAT PREVENT INDIVIDUALS FROM LIVING IN THE MOST INTEGRATED SETTING APPROPRIATE TO MEET THE INDIVIDUAL'S NEEDS.

[(b)] (D) Each individual plan of habilitation shall be reviewed and approved, disapproved, or modified by:

(1) The executive officer or administrative head of the licensee or a qualified developmental disability professional, as defined in § 7-1002(a) of this subtitle, whom the executive officer or administrative head designates; and

(2) One other professional individual who is responsible for carrying out a major program but does not participate in the individual plan of habilitation.

[(c)] (E) Approval of a plan of habilitation shall be based on the current needs of the individual with developmental disability.

[(d)] (F) The Secretary shall:

(1) Adopt rules and regulations to carry out the intent of this section;

(2) Provide appropriate support and technical assistance to the licensee in developing a plan of habilitation required by this section; and

(3) With respect to State residential centers, provide the professional and supportive staff and equipment that are necessary to carry out the plans of habilitation required by this section.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2005.