

(B) THE POWER OF THE SECRETARY TO TRANSFER BY RULE, REGULATION, OR WRITTEN DIRECTIVE ANY STAFF, FUNCTION, OR FUNDS OF UNITS IN THE DEPARTMENT DOES NOT APPLY TO ANY STAFF, FUNCTION, OR FUNDS OF THE COMMISSION.

13-809.

ON OR BEFORE JULY 1, ~~1996~~ 1997, AND EACH JULY 1 OF EACH YEAR THEREAFTER, THE COMMISSION SHALL ISSUE A REPORT TO THE GOVERNOR, THE SECRETARY, AND, SUBJECT TO § 2-1312 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY THAT:

(1) DESCRIBES ITS FINDINGS REGARDING:

(I) THE ADEQUACY OF REIMBURSEMENT RATES CURRENTLY PAID TO PROVIDERS TAKING INTO ACCOUNT THE NEEDS OF SERVICE RECIPIENTS, SERVICE QUALITY, REGULATORY REQUIREMENTS, STAFF TURNOVER, STAFF QUALIFICATIONS, AND OTHER FACTORS THAT AFFECT THE ABILITY OF PROVIDERS TO DELIVER EFFECTIVE AND EFFICIENT SERVICES ON A SOLVENT BASIS;

(II) THE COMPARABILITY OF DIRECT CARE AND MANAGERIAL STAFF SALARIES AND WAGES, INCLUDING FRINGE BENEFITS, IN PROVIDER ORGANIZATIONS RELATIVE TO SIMILAR POSITIONS IN STATE AND LOCAL GOVERNMENT AND IN SIMILAR HUMAN SERVICE FIELDS;

(III) THE EXTENT AND AMOUNT OF UNCOMPENSATED CARE DELIVERED BY PROVIDERS AND ITS EFFECT ON THE ADEQUACY OF REIMBURSEMENT RATES; AND

(IV) THE ADEQUACY, EFFICIENCY, AND EFFECTIVENESS OF THE METHODS OF PAYMENTS TO PROVIDERS, INCLUDING THE REIMBURSEMENT RATE STRUCTURES EMPLOYED BY THE DEPARTMENT, THE DEVELOPMENTAL DISABILITIES ADMINISTRATION, AND THE MENTAL HYGIENE ADMINISTRATION;

(2) BASED ON ITS FINDINGS, RECOMMENDS ANY CHANGES IN REIMBURSEMENT RATES IN ORDER TO ENABLE PROVIDERS TO DELIVER ON A SOLVENT BASIS EFFECTIVE AND EFFICIENT SERVICES THAT ARE IN THE PUBLIC INTEREST;

(3) RECOMMENDS ANY CHANGES IN THE METHODS OF PAYMENT, INCLUDING THE REIMBURSEMENT RATE STRUCTURES EMPLOYED BY THE DEPARTMENT, THE DEVELOPMENTAL DISABILITIES ADMINISTRATION, AND THE MENTAL HYGIENE ADMINISTRATION;

(4) RECOMMENDS THE NEED FOR ANY FORMAL EXECUTIVE, JUDICIAL, OR LEGISLATIVE ACTION;

(5) DESCRIBES ISSUES IN NEED OF FUTURE STUDY BY THE COMMISSION; AND

(6) DISCUSSES ANY OTHER MATTER THAT RELATES TO THE PURPOSES OF THE COMMISSION UNDER THIS SUBTITLE.