

Article - Health - General

7-306.1.

(a) The Administration shall develop and implement a funding system for the distribution of State funds to private providers that are under contract with the Administration to provide community-based services to individuals with disability in accordance with the State plan.

(B) FUNDS RECEIVED FOR SERVICES THAT ARE FEE-FOR-SERVICE OR THAT HAVE RATES SET BY REGULATION SHALL BE SUBJECT TO RECOVERY BY THE ADMINISTRATION ONLY FOR THE FOLLOWING PURPOSES:

- (1) CLIENT ATTENDANCE;
- (2) CLIENT FEES; OR
- (3) SANCTIONS ALLOWED THROUGH REGULATIONS.

~~(b)~~ ~~[(1)]~~ (C) (1) Under the funding system developed under subsection (a) of this section, the Administration shall notify each private provider at least 30 days before the beginning of the fiscal year of the billing rate or amount of funds to be paid to the provider for the provision of community-based services to an individual with developmental disability or a group of individuals with developmental disability for the coming fiscal year.

(2) (i) A private provider may request an administrative resolution of a billing rate set under paragraph (1) of this subsection EXCEPT FOR RATES SET IN REGULATION.

(ii) Within 60 days after receipt of the provider's request, the Administration shall make a decision on the request for an administrative resolution.

(iii) If an administrative resolution cannot be reached between the provider and the Administration, the provider may request an evidentiary hearing or an oral hearing in accordance with regulations of the Department. †

~~(e)~~ (D) Subject to the provisions of subsections ~~(d), (e), and (f)~~ (E), (F), AND (G) of this section, the Administration shall provide payment to private providers for the services provided from the funds designated in subsection ~~(b)~~ (C) of this section in accordance with the following payment schedule:

(1) On or before the third business day of the fiscal quarter beginning July 1, 33% of the total annual amount to be paid to the provider;

(2) On or before the third business day of the fiscal quarter beginning October 1, 25% of the total annual amount to be paid to the provider;

(3) On or before the third business day of the fiscal quarter beginning January 1, 25% of the total annual amount to be paid to the provider; and

(4) On or before the third business day of the fiscal quarter beginning April 1, 17% of the total annual amount to be paid to the provider.