

~~PRACTICES, AND PROCEDURES THAT BIAS THE PROVISION OF LONG TERM SERVICES TOWARD INSTITUTIONAL SETTINGS AND AWAY FROM HOME AND COMMUNITY BASED SETTINGS.~~

~~(D) (1) THE DEPARTMENT SHALL APPLY TO THE HEALTH CARE FINANCING ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR A NURSING HOME TRANSITION GRANT TO ASSIST IN KEEPING ELIGIBLE INDIVIDUALS OUT OF NURSING HOMES.~~

~~(2) THE DEPARTMENT SHALL APPLY FOR ANY OTHER FUNDS THAT MAY BECOME AVAILABLE IN ORDER TO ASSIST THE STATE IN IMPLEMENTING PROVISIONS OF THIS SECTION.~~

~~(E) THE DEPARTMENT OF HUMAN RESOURCES SHALL:~~

~~(1) ADMINISTER THE GRANT PROGRAMS;~~

~~(2) INCLUDE COVERAGE OF COMMUNITY BASED ATTENDANT SERVICES AND SUPPORTS AS REQUIRED UNDER ARTICLE 41, § 6-7A-01 OF THE CODE; AND~~

~~(3) COORDINATE WITH ELIGIBLE INDIVIDUALS AND THE HOME OR COMMUNITY BASED SERVICES WAIVER PROGRAM UNDER THIS SECTION.~~

~~(F) (B) (4) THE DEPARTMENT SHALL SEEK INPUT FROM ELIGIBLE INDIVIDUALS, THE INDIVIDUALS' REPRESENTATIVES, AND SERVICE PROVIDERS IN DEVELOPING AND IMPLEMENTING THE PROGRAM A CONSUMER ADVISORY PANEL OF PERSONS WITH DISABILITIES, FAMILY MEMBERS, ADVOCACY ORGANIZATIONS, AND SERVICE PROVIDERS SHALL BE ESTABLISHED BY JULY 1, 2001 TO PROVIDE INPUT AND REVIEW THE DEPARTMENT'S APPLICATION AND ONGOING INPUT AND OVERSIGHT TO ITS IMPLEMENTATION OF THE HOME OR COMMUNITY BASED WAIVER PROGRAM UNDER SUBSECTIONS (B), (C), AND (D) OF THIS SECTION.~~

~~(2) THE PANEL SHALL BE COMPRISED OF A MAJORITY OF PERSONS WITH DISABILITIES WHO ARE NOT SERVICE PROVIDERS.~~

~~(G) (C) ON OR BEFORE JULY 1, 2001, THE DEPARTMENT SHALL NOTIFY THE HEALTH CARE FINANCE FINANCING ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES OF MARYLAND'S INTENT TO EXPAND THE CURRENT MEDICAID HOME- AND COMMUNITY-BASED WAIVER AND NONELDER ATTENDANT SERVICES AND SUPPORTS WAIVER FOR ADULTS WITH PHYSICAL DISABILITIES, UNDER § 1915(C) OF THE FEDERAL SOCIAL SECURITY ACT TO REDIRECT FUNDS TO DEVELOP APPROPRIATE FUNDING FOR THIS ACT.~~

~~(H) (D) SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE DEPARTMENT SHALL REPORT TO THE GENERAL ASSEMBLY EVERY 3 MONTHS CONCERNING THE STATUS OF THE DEPARTMENT'S APPLICATIONS UNDER SUBSECTIONS (B) (A) AND (C) OF THIS SECTION, INCLUDING THE NUMBER OF INDIVIDUALS BUDGETED FOR THE MEDICAID HOME- AND COMMUNITY-SERVICES BASED WAIVER FOR ADULTS WITH PHYSICAL DISABILITIES.~~

SECTION 2. AND BE IT FURTHER ENACTED, That: