

Annotated Code of Maryland
(2000 Replacement Volume and 2001 Supplement)

BY adding to

Article - Health - General
Section 7-1012

Annotated Code of Maryland
(2000 Replacement Volume and 2001 Supplement)

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

Article - Health - General

7-101.

- (a) In this title the following words have the meanings indicated.
- (b) "Administration" means the Developmental Disabilities Administration.

7-1012.

(A) IN THIS SECTION, "PERSONAL NEEDS ALLOWANCE" MEANS THE AMOUNT PER MONTH THAT A PROVIDER MUST ALLOW AN INDIVIDUAL TO RETAIN FROM THEIR MONTHLY INCOME FOR PERSONAL NEEDS.

(B) IF AN INDIVIDUAL RECEIVING RESIDENTIAL OR DAY PROGRAM SERVICES FOR A DEVELOPMENTAL DISABILITY RECEIVES A COST-OF-LIVING INCREASE TO THE INDIVIDUAL'S SUPPLEMENTAL SECURITY INCOME, THE ADMINISTRATION MAY NOT RETAIN THE COST-OF-LIVING INCREASE TO OFFSET THE COST OF SERVICES BUT SHALL ADD IT TO THE INDIVIDUAL'S PERSONAL ~~NEED~~ NEEDS ALLOWANCE.

(C) THE ADMINISTRATION MAY USE FUNDS FROM THE WAITING LIST EQUITY FUND ESTABLISHED UNDER § 7-206 OF THE HEALTH - GENERAL ARTICLE TO ALLOW AN INDIVIDUAL'S SUPPLEMENTAL SECURITY INCOME COST-OF-LIVING INCREASE TO BE ADDED TO THE INDIVIDUAL'S PERSONAL NEEDS ALLOWANCE AND TO PREVENT FURTHER REDUCTIONS IN SERVICES TO PERSONS ON THE WAITING LIST.

(D) THE ADMINISTRATION SHALL REIMBURSE THE WAITING LIST EQUITY FUND ON OR BEFORE JULY 30, 2002 FOR FUNDS USED UNDER THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act ~~shall take effect October 1, 2002~~ is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted. It shall remain effective through June 30, 2003, and, and at the end of June 30, 2003, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

Approved May 6, 2002.