

Section 2

BY repealing and reenacting, with amendments,

Chapter 593 of the Acts of the General Assembly of 1996, as amended by Chapter 566 of the Acts of the General Assembly of 1999

Section 3

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

Article - Health - General

13-801.

(a) In this subtitle the following words have the meanings indicated.

(b) "Commission" means the Community Services Reimbursement Rate Commission.

(c) "CONSUMER SAFETY COSTS" MEANS THE COSTS INCURRED BY A PROVIDER FOR CARE THAT IS PROVIDED TO COMPLY WITH ANY REGULATORY REQUIREMENTS IN THE STAFFING OR MANNER OF CARE PROVIDED, INCLUDING:

(1) 24-HOUR OVERNIGHT AWAKE SUPERVISION; AND

(2) OTHER COST FACTORS RELATED TO HEALTH AND SAFETY THAT ARE STATED IN THE CARE PLAN REQUIRED FOR AN INDIVIDUAL.

(D) "Provider" means a community-based agency or program funded:

(1) By the Developmental Disabilities Administration to serve individuals with developmental disabilities; or

(2) By the Mental Hygiene Administration to serve individuals with mental disorders.

[(d)](E) "Rate" means the reimbursement rate paid by the Department to a provider from State general funds, Maryland Medical Assistance Program funds, other State or federal funds, or a combination of those funds.

13-802.

(a) There is a Community Services Reimbursement Rate Commission.

(b) The Commission is an independent unit that functions in the Department.

13-803.

(a) The Commission shall consist of seven members appointed by the Governor with the advice and consent of the Senate.

(b) Of the seven members, four shall be individuals who do not have any connection with the management or policy of any provider.