

7-203. RESPITE CARE PROGRAM.

(A) ESTABLISHED; PURPOSE.

(1) THERE IS A RESPITE CARE PROGRAM IN THE DEPARTMENT.

(2) THE PURPOSE OF THE PROGRAM IS TO PROVIDE RESPITE CARE SERVICES IN THE STATE.

(B) PROVISION OF SERVICES.

THE DEPARTMENT SHALL PROVIDE RESPITE CARE SERVICES THROUGH:

(1) LOCAL DEPARTMENTS OF SOCIAL SERVICES; OR

(2) CONTRACTS WITH PRIVATE NONPROFIT COMMUNITY-BASED PROVIDERS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 88A, § 129(a) and (b).

Subsection (a) of this section is revised in standard language for clarity and consistency with similar provisions throughout this article.

In the introductory language of subsection (b) of this section, the requirement that "[t]he Department ... provide" respite care services is added for clarity.

Defined terms: "Department" § 7-201
"Respite care" § 7-201

7-204. LIMITATIONS ON RESPITE CARE.

SUBJECT TO THE STATE BUDGET, WITHIN A FISCAL YEAR AN INDIVIDUAL MAY RECEIVE:

(1) ON AN HOURLY BASIS, UP TO 24 HOURS OF RESPITE CARE PROVIDED IN PERIODS OF LESS THAN 10 HOURS IN ANY 24-HOUR PERIOD; AND

(2) ON A DAILY BASIS, UP TO 14 DAYS OF RESPITE CARE PROVIDED IN PERIODS OF 10 OR MORE HOURS IN ANY 24-HOUR PERIOD.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 88A, § 128(b).

In the introductory language of this section, the former reference to "the appropriation provided for this program" is deleted as surplusage.

In items (1) and (2) of this section, the phrases "on an hourly basis" and "on a daily basis", respectively, are added for clarity.

In item (2) of this section, the former reference to "a 'day' being defined for purposes of this section" is deleted as surplusage.

Defined term: "Respite care" § 7-201