

SENATE BILL 27

J1

(PRE-FILED)

2lr0996
CF HB 166

By: **Senator Augustine**

Requested: October 28, 2021

Introduced and read first time: January 12, 2022

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 12, 2022

CHAPTER _____

1 AN ACT concerning

2 **Alzheimer's Disease and Dementia – Council and Coordination of Services**
3 **(Dementia Services Act of 2022)**

4 FOR the purpose of renaming the Virginia I. Jones Alzheimer's Disease and Related
5 Disorders Council to be the Virginia I. Jones Alzheimer's Disease and Related
6 Dementias Council; establishing the terms of the appointed members of the ~~Virginia~~
7 ~~I. Jones Alzheimer's Disease and Related Disorders~~ Council; altering the staffing and
8 reporting requirements of the Council; establishing the position of Director of
9 Dementia Services ~~Coordination~~ and Brain Health in the Maryland Department of
10 Health; repealing the termination date for the Council; and generally relating to the
11 Virginia I. Jones Alzheimer's Disease and Related ~~Disorders~~ Dementias Council and
12 the Director of Dementia Services ~~Coordination~~ and Brain Health.

13 BY repealing and reenacting, with amendments,

14 Article – Health – General

15 Section 13-3201, 13-3202, and 13-3204, ~~13-3205~~, and through 13-3207 to be under
16 the amended subtitle "Subtitle 32. Virginia I. Jones Alzheimer's Disease and
17 Related Dementias Council"

18 Annotated Code of Maryland

19 (2019 Replacement Volume and 2021 Supplement)

20 BY repealing and reenacting, without amendments,

21 Article – Health – General

22 Section ~~13-3202~~, 13-3203, and ~~13-3206~~

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Annotated Code of Maryland
2 (2019 Replacement Volume and 2021 Supplement)

3 BY adding to
4 Article – Health – General
5 Section 13–32A–01 through 13–32A–06 to be under the new subtitle “Subtitle 32A.
6 Director of Dementia Services ~~Coordination~~ and Brain Health”
7 Annotated Code of Maryland
8 (2019 Replacement Volume and 2021 Supplement)

9 BY repealing and reenacting, with amendments,
10 Chapter 305 of the Acts of the General Assembly of 2013, as amended by Chapters
11 74 and 75 of the Acts of the General Assembly of 2016 and Chapters 410 and
12 411 of the Acts of the General Assembly of 2019
13 Section 2

14 BY repealing and reenacting, with amendments,
15 Chapter 306 of the Acts of the General Assembly of 2013, as amended by Chapters
16 74 and 75 of the Acts of the General Assembly of 2016 and Chapters 410 and
17 411 of the Acts of the General Assembly of 2019
18 Section 2

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

21 **Article – Health – General**

22 Subtitle 32. Virginia I. Jones Alzheimer’s Disease and Related [Disorders] DEMENTIAS
23 Council.

24 13–3201.

25 (A) In this subtitle[,] THE FOLLOWING WORDS HAVE THE MEANINGS
26 INDICATED.

27 (B) “Council” means the Virginia I. Jones Alzheimer’s Disease and Related
28 ~~Disorders~~ DEMENTIAS Council.

29 (C) “DIRECTOR” MEANS THE DIRECTOR OF DEMENTIA SERVICES
30 ~~COORDINATION~~ AND BRAIN HEALTH ESTABLISHED UNDER SUBTITLE 32A OF THIS
31 TITLE.

32 13–3202.

33 There is a Virginia I. Jones Alzheimer’s Disease and Related ~~Disorders~~ DEMENTIAS
34 Council.

1 13-3203.

2 (a) The Council consists of the following members:

3 (1) One member of the Senate of Maryland, appointed by the President of
4 the Senate;

5 (2) One member of the House of Delegates, appointed by the Speaker of the
6 House;

7 (3) The Secretary of Health, or the Secretary's designee;

8 (4) The Secretary of Aging, or the Secretary's designee;

9 (5) The Executive Director of the Alzheimer's Association, Greater
10 Maryland Chapter, or the Executive Director's designee;

11 (6) The President of the Alzheimer's Association, National Capital Area
12 Chapter, or the President's designee; and

13 (7) The following members, appointed by the Governor:

14 (i) Seven health care professionals with relevant professional
15 experience;

16 (ii) Three human service professionals with relevant professional
17 experience;

18 (iii) One elder law attorney with relevant professional experience;

19 (iv) Two research professionals with relevant professional
20 experience;

21 (v) Two family caregivers of individuals with Alzheimer's disease or
22 a related disorder; and

23 (vi) At the recommendation of the Council, any other member
24 necessary to fulfill the duties of the Council.

25 (b) To the extent practicable, the members appointed to the Council shall reflect
26 the geographic, racial, ethnic, cultural, and gender diversity of the State.

27 13-3204.

28 (a) The members of the Council shall select the chair of the Council.

1 (b) A member of the Council:

2 (1) May not receive compensation as a member of the Council; but

3 (2) Is entitled to reimbursement for expenses under the Standard State
4 Travel Regulations, as provided in the State budget.

5 (c) (1) **THE TERM OF AN APPOINTED MEMBER OF THE COUNCIL IS 3**
6 **YEARS.**

7 (2) **THE TERMS OF THE APPOINTED MEMBERS OF THE COUNCIL ARE**
8 **STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR THE APPOINTED MEMBERS**
9 **OF THE COUNCIL ON OCTOBER 1, 2022.**

10 (3) **AT THE END OF A TERM, AN APPOINTED MEMBER CONTINUES TO**
11 **SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.**

12 (4) **A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES**
13 **ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND**
14 **QUALIFIES.**

15 13-3205.

16 (a) The [Department] **DIRECTOR**, with assistance from the ~~DEPARTMENT OF~~
17 ~~LEGISLATIVE SERVICES AND THE~~ Department of Aging, shall provide staff support for
18 the Council.

19 (b) The [Department] **DIRECTOR** may request staffing assistance from public
20 health entities with an interest in the duties of the Council.

21 13-3206.

22 The Council shall:

23 (1) Update the State Plan on Alzheimer's Disease and Related ~~Disorders~~
24 **DEMENTIAS** and advocate for the State Plan;

25 (2) (i) Examine the needs of individuals with Alzheimer's disease and
26 related ~~disorders~~ **DEMENTIAS** and their caregivers; and

27 (ii) Identify methods through which the State can most effectively
28 and efficiently assist in meeting those needs;

29 (3) Advise the Governor and the General Assembly on policy, funding,
30 regulatory, and other issues related to individuals with Alzheimer's disease and related
31 ~~disorders~~ **DEMENTIAS** and their caregivers; and

1 (4) Develop and promote strategies to encourage brain health and reduce
2 cognitive decline.

3 13-3207.

4 On or before September 1 [each year], **2022, AND ON OR BEFORE SEPTEMBER 1**
5 **EVERY 5 YEARS THEREAFTER**, the Council shall [report to the Governor and, in
6 accordance with § 2-1257 of the State Government Article, the General Assembly on the
7 activities and recommendations of the Council] **ISSUE AND PUBLISH AN UPDATE TO THE**
8 **STATE PLAN ON ALZHEIMER’S DISEASE AND RELATED ~~DISORDERS~~ DEMENTIAS.**

9 **SUBTITLE 32A. DIRECTOR OF DEMENTIA SERVICES ~~COORDINATION~~ AND BRAIN**
10 **HEALTH.**

11 **13-32A-01.**

12 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
13 INDICATED.

14 (B) “COUNCIL” MEANS THE VIRGINIA I. JONES ALZHEIMER’S DISEASE AND
15 RELATED ~~DISORDERS~~ DEMENTIAS COUNCIL.

16 (C) “DIRECTOR” MEANS THE DIRECTOR OF DEMENTIA SERVICES
17 ~~COORDINATION~~ AND BRAIN HEALTH.

18 **13-32A-02.**

19 (A) THERE IS A DIRECTOR OF DEMENTIA SERVICES ~~COORDINATION~~ AND
20 BRAIN HEALTH IN THE DEPARTMENT.

21 (B) THE DIRECTOR SHALL REPORT TO THE SECRETARY.

22 **13-32A-03.**

23 THE POSITION OF DIRECTOR SHALL BE A FULL-TIME AND PERMANENT
24 POSITION.

25 **13-32A-04.**

26 (A) THE PURPOSE OF THE POSITION OF DIRECTOR IS TO COORDINATE AND
27 FACILITATE COMMUNICATION RELATING TO DEMENTIA SERVICES IN THE STATE.

28 (B) THE DIRECTOR SHALL:

1 (1) COORDINATE THE DEPARTMENT'S APPROACH TO ADDRESSING
2 ALZHEIMER'S DISEASE AND OTHER FORMS OF DEMENTIA AND BRAIN HEALTH;

3 (2) STAFF THE COUNCIL AND ~~IMPLEMENT~~ OVERSEE
4 IMPLEMENTATION OF THE STATE PLAN ON ALZHEIMER'S DISEASE AND RELATED
5 DISORDERS DEMENTIAS;

6 (3) ASSESS, ANALYZE, AND CONDUCT OUTREACH TO SHARE
7 COGNITIVE HEALTH AND DEMENTIA-RELATED DATA;

8 (4) ~~IDENTIFY AND SHARE DEMENTIA-SPECIFIC TRAINING WITH~~
9 ~~STAKEHOLDERS WHO ENGAGE WITH INDIVIDUALS WITH ALZHEIMER'S DISEASE OR~~
10 ~~OTHER FORMS OF DEMENTIA~~ DEVELOP AND MONITOR IMPLEMENTATION
11 MILESTONES AND MEASURABLE OUTCOMES TO ASSESS PROGRESS IN ACHIEVING
12 THE GOALS LAID OUT IN THE STATE PLAN ON ALZHEIMER'S DISEASE AND RELATED
13 DEMENTIAS;

14 (5) IDENTIFY EFFICIENCIES ACROSS STATE AGENCIES THAT AID
15 INDIVIDUALS WITH DEMENTIA AND THEIR CAREGIVERS, AND COORDINATE PUBLIC
16 AND PRIVATE STAKEHOLDER PARTNERSHIPS;

17 (6) APPLY FOR GRANTS TO ENABLE THE IMPLEMENTATION OF THE
18 STATE PLAN ON ALZHEIMER'S DISEASE AND RELATED DEMENTIAS GOALS TO
19 REDUCE THE RISK OF DEMENTIA, AND IMPROVE THE QUALITY OF CARE FOR
20 INDIVIDUALS WITH DEMENTIA AND THEIR CAREGIVERS; AND

21 (7) CARRY OUT OTHER DUTIES RELEVANT TO THE SUPPORT OF
22 INDIVIDUALS WITH DEMENTIA AS MAY BE ASSIGNED BY THE ~~DIRECTOR OF THE~~
23 ~~CENTER FOR CHRONIC DISEASE PREVENTION AND CONTROL~~ DEPARTMENT.

24 13-32A-05.

25 ON OR BEFORE SEPTEMBER 1, 2023, AND ON OR BEFORE SEPTEMBER 1
26 EVERY 5 YEARS THEREAFTER, THE DIRECTOR SHALL REPORT TO THE GOVERNOR
27 AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE
28 SENATE FINANCE COMMITTEE AND THE HOUSE HEALTH AND GOVERNMENT
29 OPERATIONS COMMITTEE ON THE ACTIVITIES AND RECOMMENDATIONS OF THE
30 DIRECTOR.

31 13-32A-06.

32 FOR FISCAL YEAR 2023 AND EACH FISCAL YEAR THEREAFTER, THE
33 GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION TO

1 ~~FUND THE POSITION OF DIRECTOR AND THE VIRGINIA I. JONES ALZHEIMER'S~~
2 ~~DISEASE AND RELATED DISORDERS COUNCIL.~~

3 **Chapter 305 of the Acts of 2013, as amended by Chapters 74 and 75 of the Acts of**
4 **2016 and Chapters 410 and 411 of the Acts of 2019**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2013. [It shall remain effective for a period of 11 years and, at the end of
7 September 20, 2024, with no further action required by the General Assembly, this Act
8 shall be abrogated and of no further force and effect.]

9 **Chapter 306 of the Acts of 2013, as amended by Chapters 74 and 75 of the Acts of**
10 **2016 and Chapters 410 and 411 of the Acts of 2019**

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2013. [It shall remain effective for a period of 11 years and, at the end of
13 September 20, 2024, with no further action required by the General Assembly, this Act
14 shall be abrogated and of no further force and effect.]

15 SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the members of
16 the Virginia I. Jones Alzheimer's Disease and Related ~~Disorders~~ Dementias Council
17 appointed as of October 1, 2022, shall expire as follows:

- 18 (1) five members in 2024;
- 19 (2) five members in 2025;
- 20 (3) five members in 2026; and
- 21 (4) any other member appointed by the Governor under § 13-3203(a)(7)(vi)
- 22 of the Health – General Article in 2027.

23 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 2022.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.