
By: **Delegates Nathan-Pulliam, Benson, Boutin, Costa, Goldwater, Hammen, Kach, Morhaim, Murray, and Oaks Oaks, Boteler, Bromwell, Donoghue, Elliott, Frank, Hubbard, Hurson, Kullen, McDonough, Pendergrass, V. Turner, and Weldon**

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Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

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CHAPTER _____

1 AN ACT concerning

2 **Task Force on the Needs of Persons with Co-Occurring Mental Health and**
 3 **Substance Use Disorders - Termination Date Extension and Modifications**

4 FOR the purpose of altering the name of the Task Force on the Needs of Persons with
 5 Co-Occurring Mental Illness and Substance Abuse Disorders; providing for
 6 additional members of the Task Force; authorizing the Governor to remove a
 7 member who has had more than a certain number of absences from meetings of
 8 the Task Force and appoint another member to that seat; providing that a
 9 member may not be considered absent under certain circumstances; requiring
 10 the Task Force to identify ~~the number of African Americans and other minorities~~
 11 that have co-occurring disorders the number of disparities and make
 12 recommendations on addressing disparities in the treatment of co-occurring
 13 disorders in African Americans and other minorities that have co-occurring
 14 disorders; certain individuals; requiring the Task Force to develop a certain
 15 protocol; requiring the Task Force to study and make recommendations on
 16 certain decisions; requiring the Task Force to study the feasibility of creating a
 17 certain advisory board; requiring the Task Force to submit certain reports to the
 18 Governor and certain committees on or before certain dates; requiring the
 19 Mental Hygiene Administration to conduct a certain study and submit a certain
 20 report to certain committees on or before a certain date; extending the
 21 termination date for the Task Force; and generally relating to the Task Force on
 22 the Needs of Persons with Co-Occurring Mental Health and Substance Use
 23 Disorders.

24 BY repealing and reenacting, with amendments,

1 Chapter 297 of the Acts of the General Assembly of 2003
2 Section 1, 2, and 3

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

5 **Chapter 297 of the Acts of 2003**

6 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
7 MARYLAND, That:

8 (a) There is a Task Force on the Needs of Persons with Co-Occurring Mental
9 [Illness] HEALTH and Substance [Abuse] USE Disorders.

10 (b) The Task Force consists of the following members appointed by the
11 Governor:

12 (1) one representative of the Mental [Health] HYGIENE Administration;

13 (2) one representative of the Alcohol and Drug Abuse Administration;

14 (3) one representative of the Department of Human Resources;

15 (4) one social worker from the Department of Social Services;

16 (5) one representative of the Department of Rehabilitative Services;

17 (6) one representative of the AIDS Administration;

18 (7) one representative of the Department of Juvenile [Justice]
19 SERVICES;

20 (8) one representative of the Faith-Based Community Providers;

21 (9) one representative of the Department of Housing and Community
22 Development;

23 (10) one representative of the Department of Public Safety and
24 Correctional Services;

25 (11) one State court judge;

26 (12) one representative of the State's Attorney's Office;

27 (13) one representative from the Public Defender's Office;

28 (14) ~~one representative who is a consumer of co-occurring disorder~~
29 ~~services or who has a family member who uses such services;~~

30 ~~(15)~~ one representative [of the Co-Occurring Disorders Workgroup of the
31 National Council on Alcoholism and Drug Dependence, Inc. - Maryland and Mental

1 Health Association of Maryland] FROM THE MENTAL HEALTH ASSOCIATION OF
2 MARYLAND;

3 ~~(16)~~ (15) one representative from the Maryland Psychiatric Society;

4 ~~(17)~~ (16) one representative from the Maryland Nurses Association;

5 ~~(18)~~ (17) one representative from the Maryland Hospital Association;

6 ~~(19)~~ (18) one representative from the Community Behavioral Health
7 Association of Maryland;

8 ~~(20)~~ (19) one representative from the Maryland Legislative Council of
9 Social Workers OR THE MARYLAND CHAPTER OF THE NATIONAL ASSOCIATION OF
10 SOCIAL WORKERS;

11 ~~(21)~~ (20) one representative from the Maryland Psychological
12 Association;

13 ~~(22)~~ (21) one representative from the State's Public Academic Health
14 Center; [and]

15 ~~(23)~~ (22) [two] THREE consumers;

16 ~~(24)~~ (23) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE LIAISON
17 BETWEEN THE ALCOHOL AND DRUG ABUSE ADMINISTRATION AND THE MENTAL
18 HEALTH ADMINISTRATION;

19 ~~(25)~~ (24) ONE REPRESENTATIVE FROM THE NATIONAL ALLIANCE FOR
20 THE MENTALLY ILL OF MARYLAND;

21 ~~(26)~~ (25) ONE REPRESENTATIVE FROM THE MARYLAND CHAPTER OF
22 THE NATIONAL COUNCIL ON ALCOHOLISM AND DRUG DEPENDENCE;

23 (26) ONE REPRESENTATIVE FROM THE MARYLAND ADDICTIONS
24 DIRECTORS COUNCIL;

25 (27) ONE REPRESENTATIVE FROM MARYLAND APS HEALTHCARE;

26 (28) ONE REPRESENTATIVE FROM ON OUR OWN OF MARYLAND;

27 (29) ONE REPRESENTATIVE FROM THE MARYLAND COALITION OF
28 FAMILIES FOR CHILDREN'S MENTAL HEALTH;

29 (30) ONE REPRESENTATIVE FROM THE STATE DEPARTMENT OF
30 EDUCATION;

31 (31) ONE REPRESENTATIVE FROM THE ~~DEPARTMENT OF AGING~~
32 MARYLAND COALITION ON MENTAL HEALTH AND AGING;

1 ~~(32)~~ ONE REPRESENTATIVE FROM THE GOVERNOR'S OFFICE OF
2 CHILDREN, YOUTH, AND FAMILIES;

3 ~~(33)~~ ~~(32)~~ ONE REPRESENTATIVE FROM A MANAGED CARE
4 ORGANIZATION;

5 ~~(34)~~ ~~(33)~~ ~~TWO ONE~~ LICENSED MENTAL HEALTH SERVICE PROVIDERS
6 PROVIDER WHO ~~SERVE~~ SERVES PEOPLE WITH CO-OCCURRING DISORDERS; AND

7 ~~(35)~~ ~~(34)~~ TWO LICENSED ADDICTION TREATMENT PROVIDERS WHO
8 SERVE PEOPLE WITH CO-OCCURRING DISORDERS.

9 (C) THE TASK FORCE INCLUDES THE FOLLOWING MEMBERS:

10 (1) ONE MEMBER OF THE SENATE OF MARYLAND, APPOINTED BY THE
11 PRESIDENT OF THE SENATE; AND

12 (2) ONE MEMBER OF THE HOUSE OF DELEGATES, APPOINTED BY THE
13 SPEAKER OF THE HOUSE.

14 [(c)] (D) The members of the Task Force shall elect the chairman and
15 vice-chairman from among the Task Force's members.

16 (E) (1) IF A MEMBER OF THE TASK FORCE IS ABSENT FROM TWO OR MORE
17 MEETINGS OF THE TASK FORCE, THE GOVERNOR MAY REMOVE THAT MEMBER AND
18 APPOINT ANOTHER MEMBER TO THAT SEAT.

19 (2) A MEMBER MAY NOT BE CONSIDERED ABSENT FROM A MEETING OF
20 THE TASK FORCE IF:

21 (I) THE CHAIRMAN OF THE TASK FORCE HAS EXCUSED THE
22 MEMBER'S ABSENCE IN ADVANCE OF THE MEETING; OR

23 (II) ANOTHER INDIVIDUAL DESIGNATED BY THE MEMBER
24 REPRESENTS THE MEMBER AT THE MEETING.

25 [(d)] ~~(E)~~ (F) The Mental Hygiene Administration and the Alcohol and Drug
26 Abuse Administration shall provide staff for the Task Force.

27 [(e)] ~~(F)~~ (G) A member of the Task Force:

28 (1) may not receive compensation; but

29 (2) is entitled to reimbursement for expenses under the Standard State
30 Travel Regulations, as provided in the State budget.

31 [(f)] ~~(G)~~ (H) The Task Force shall:

32 (1) identify and recommend creative ways to provide and deliver
33 comprehensive, integrated, cost-effective services to the population with co-occurring
34 mental [illness] HEALTH and substance [abuse] USE disorders;

1 (2) identify and recommend various methods of funding services through
2 private and public sources;

3 (3) make recommendations regarding both short-term and long-term
4 residential services for people with co-occurring disorders, including
5 recommendations on the number of units needed and a timeline for providing
6 residential services;

7 (4) make recommendations regarding how the Mental Hygiene
8 Administration and Alcohol and Drug Abuse Administration may implement
9 cross-training for mental [illness] HEALTH and addiction counselors; [and]

10 (5) IDENTIFY THE NUMBER OF ~~AFRICAN AMERICANS AND OTHER~~
11 ~~MINORITIES THAT HAVE CO-OCCURRING DISORDERS~~ DISPARITIES AND MAKE
12 RECOMMENDATIONS ON ADDRESSING DISPARITIES IN THE TREATMENT OF
13 CO-OCCURRING DISORDERS IN:

14 (I) AFRICAN AMERICANS AND OTHER MINORITIES THAT HAVE
15 ~~CO-OCCURRING DISORDERS; AND;~~

16 (II) OLDER ADULTS; AND

17 (III) CHILDREN AND YOUTH;

18 (6) DEVELOP A JOINT PROTOCOL THAT COULD BE USED BY THE
19 ALCOHOL AND DRUG ABUSE ADMINISTRATION AND THE MENTAL HYGIENE
20 ADMINISTRATION ON TREATMENT OF INDIVIDUALS WITH CO-OCCURING DISORDERS;

21 (7) STUDY AND MAKE RECOMMENDATIONS ON DECISIONS AFFECTING
22 INDIVIDUALS WITH CO-OCCURING DISORDERS THAT SHOULD BE MADE JOINTLY BY
23 THE ALCOHOL AND DRUG ABUSE ADMINISTRATION AND THE MENTAL HYGIENE
24 ADMINISTRATION;

25 (8) STUDY THE FEASIBILITY OF CREATING AN ADVISORY BOARD IN THE
26 DEPARTMENT OF HEALTH AND MENTAL HYGIENE ON TERMINATION OF THE TASK
27 FORCE; AND

28 [(5)] ~~(6)~~ (9) make recommendations regarding necessary legislation to
29 implement the Task Force's recommendations.

30 [(g)] ~~(H)~~ (I) [(1) The Task Force shall issue an interim report of its
31 findings and recommendations to the Governor and, subject to § 2-1246 of the State
32 Government Article, the Senate Education, Health, and Environmental Affairs
33 Committee and the House Health and Government Operations Committee on or
34 before December 1, 2004.

35 (2) The Task Force shall issue [a final] AN ANNUAL report on its
36 findings and recommendations to the Governor and, subject to § 2-1246 of the State
37 Government Article, the Senate Education, Health, and Environmental Affairs

1 Committee and the House Health and Government Operations Committee on or
2 before December 1[, 2005] OF EACH YEAR.

3 SECTION 2. AND BE IT FURTHER ENACTED, That:

4 (a) The Mental Hygiene Administration shall conduct or commission a study
5 on the relationship between substance [abuse] USE and mental [illness] HEALTH
6 among counties in Maryland.

7 (b) When appropriate, the study shall utilize existing resources and data
8 available from such entities as the Maryland Health Care Commission and the [Task
9 Force to Study Increasing the Availability of Substance Abuse Treatment] MARYLAND
10 STATE DRUG AND ALCOHOL ABUSE COUNCIL.

11 (c) The Mental Hygiene Administration AND THE ALCOHOL AND DRUG ABUSE
12 ADMINISTRATION shall report to the Governor, the Maryland Legislative Black
13 Caucus, the Senate Education, Health, and Environmental Affairs Committee, the
14 Senate Finance Committee, and the House Health and Government Operations
15 Committee on or before January 1[, 2004,] ~~OF EACH YEAR, 2006,~~ in accordance with §
16 2-1246 of the State Government Article, on the findings and recommendations of the
17 study.

18 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2003. It shall remain effective for a period of [2] ~~5~~ 3 years and 3 months
20 and, at the end of December 31, [2005] ~~2008~~ 2006, with no further action required by
21 the General Assembly, this Act shall be abrogated and of no further force and effect.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 July 1, 2005.