

SENATE BILL 972

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3lr3038

By: **Senator Pipkin**

Introduced and read first time: February 15, 2013

Assigned to: Rules

Re-referred to: Finance, February 21, 2013

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 21, 2013

CHAPTER _____

1 AN ACT concerning

2 ~~Mental Hygiene Administration – Upper Shore Community Mental Health~~
3 ~~Center – Reopening and Maintenance~~
4 Task Force to Evaluate Mental Health Care Delivery on the Eastern Shore

5 FOR the purpose of ~~requiring that the Upper Shore Community Mental Health Center~~
6 ~~be maintained under the direction of the Mental Hygiene Administration;~~
7 ~~declaring the intent of the General Assembly for the State to reopen the Center~~
8 ~~and the Administration to maintain the Center in accordance with certain~~
9 ~~provisions of law; and generally relating to the Mental Hygiene Administration~~
10 ~~and the reopening and maintenance of the Upper Shore Community Mental~~
11 ~~Health Center~~ establishing the Task Force to Evaluate Mental Health Care
12 Delivery on the Eastern Shore; providing for the composition, cochairs, and
13 staffing of the Task Force; prohibiting a member of the Task Force from
14 receiving certain compensation, but authorizing the reimbursement of certain
15 expenses; requiring the Task Force to evaluate certain matters; requiring the
16 Task Force to report its findings and recommendations to the Governor and
17 certain legislative committees on or before a certain date; providing for the
18 termination of this Act; and generally relating to the Task Force to Evaluate
19 Mental Health Care Delivery on the Eastern Shore.

20 ~~BY repealing and reenacting, with amendments,~~
21 ~~Article – Health – General~~
22 ~~Section 10 – 406(a)~~
23 ~~Annotated Code of Maryland~~

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.



~~(2009 Replacement Volume and 2012 Supplement)~~

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

~~Article Health General~~

~~10 406.~~

~~(a) The following State facilities shall be maintained under the direction of the Administration:~~

~~(1) Clifton T. Perkins Hospital Center;~~

~~(2) Eastern Shore Hospital Center;~~

~~(3) Regional Institutes for Children and Adolescents — Baltimore and Rockville;~~

~~(4) Springfield Hospital Center;~~

~~(5) Spring Grove Hospital Center; [and]~~

~~(6) Thomas B. Finan Hospital Center; AND~~

~~(7) UPPER SHORE COMMUNITY MENTAL HEALTH CENTER.~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly for the State to reopen the Upper Shore Community Mental Health Center in Chestertown, Maryland, that was closed in 2010 and for the facility to be maintained under the direction of the Mental Hygiene Administration in accordance with the appropriate provisions of the Health General Article and the Code of Maryland Regulations.~~

(a) There is a Task Force to Evaluate Mental Health Care Delivery on the Eastern Shore.

(b) The Task Force consists of the following members:

(1) one member of the Senate of Maryland, appointed by the President of the Senate;

(2) one member of the House of Delegates, appointed by the Speaker of the House;

(3) the Deputy Secretary of Behavioral Health and Disabilities of the Department of Health and Mental Hygiene, or the Deputy Secretary's designee;

1 (4) the Executive Director of the Maryland Health Care Commission,
2 or the Executive Director's designee;

3 (5) the Executive Director of the Health Services Cost Review
4 Commission, or the Executive Director's designee;

5 (6) the Executive Director of the Tri-County Council for the Lower
6 Eastern Shore of Maryland, or the Executive Director's designee;

7 (7) the Executive Director of the Mid-Shore Regional Council, or the
8 Executive Director's designee;

9 (8) the Executive Director of the Upper Shore Regional Council, or the
10 Executive Director's designee;

11 (9) the Chief Executive Officer of Shore Health System, or the Chief
12 Executive Officer's designee;

13 (10) the Chief Executive Officer of Peninsula Regional Medical Center,
14 or the Chief Executive Officer's designee;

15 (11) the Executive Director of AFSCME Maryland, or the Executive
16 Director's designee;

17 (12) the Chairman of the Board of the Upper Shore Community Mental
18 Health Center who served on the Board at the time of the Center's closure, or the
19 Chairman's designee;

20 (13) the Executive Director of the Lower Shore Clinic, or the Executive
21 Director's designee; and

22 (14) the following members, appointed by the Governor:

23 (i) three mental health professionals;

24 (ii) one representative of the National Alliance on Mental
25 Illness;

26 (iii) one representative of the Mental Health Association of
27 Maryland;

28 (iv) one representative of the Maryland Psychological
29 Association; and

30 (v) three health officers;

1 1. one of whom shall be from Cecil County, Kent County,
2 or Queen Anne's County;

3 2. one of whom shall be from Caroline County,
4 Dorchester County, or Talbot County; and

5 3. one of whom shall be from Somerset County,
6 Wicomico County, or Worcester County.

7 (c) The member appointed from the Senate of Maryland and the member
8 appointed from the House of Delegates shall serve as cochairs of the Task Force.

9 (d) The Department of Health and Mental Hygiene shall provide staff for the
10 Task Force.

11 (e) A member of the Task Force:

12 (1) may not receive compensation as a member of the Task Force; but

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

15 (f) The Task Force shall evaluate the state of mental health care delivery on
16 the Eastern Shore, including:

17 (1) whether and to what extent patients with mental illness are being
18 referred to out-of-state mental health facilities;

19 (2) the adequacy of the mental health care workforce;

20 (3) the impact the closure of the Upper Shore Community Mental
21 Health Center has had on communities in the former service area of the Center;

22 (4) the feasibility of reopening the Upper Shore Community Mental
23 Health Center;

24 (5) the barriers to accessibility of mental health services on the
25 Eastern Shore;

26 (6) the volume of admissions and mix of forensic and nonforensic
27 patients in State-run psychiatric facilities; and

28 (7) whether there is sufficient capacity for non-forensic patients in
29 State-run psychiatric facilities.

30 (g) On or before December 31, 2013, the Task Force shall report its findings
31 and recommendations to the Governor and, in accordance with § 2-1246 of the State

1 Government Article, the Senate Finance Committee and the House Health and
2 Government Operations Committee.

3 SECTION ~~3~~ 2. AND BE IT FURTHER ENACTED, That this Act shall take
4 effect ~~October~~ June 1, 2013. It shall remain effective for a period of 8 months and, at
5 the end of January 31, 2014, with no further action required by the General Assembly.
6 this Act shall be abrogated and of no further force and effect.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.