

SENATE BILL 1097

J3
SB 972/13 – FIN

4r3275
CF HB 1144

By: **Senator Hershey**
Introduced and read first time: March 3, 2014
Assigned to: Rules
Re-referred to: Finance, March 7, 2014

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 16, 2014

CHAPTER _____

1 AN ACT concerning

2 ~~Mental Hygiene Administration – Upper Shore Community Mental Health~~
3 ~~Center – Reopening and Maintenance~~
4 Department of Health and Mental Hygiene – Workgroup to Evaluate Mental
5 Health Care Delivery on the Eastern Shore

6 FOR the purpose of requiring ~~that the Upper Shore Community Mental Health Center~~
7 ~~be maintained under the direction of the Mental Hygiene Administration;~~
8 ~~declaring the intent of the General Assembly for the State to reopen the Center~~
9 ~~and the Administration to maintain the Center in accordance with certain~~
10 ~~provisions of law; and generally relating to the Mental Hygiene Administration~~
11 ~~and the reopening and maintenance of the Upper Shore Community Mental~~
12 ~~Health Center~~ the Department of Health and Mental Hygiene to convene a
13 workgroup to evaluate and make findings and recommendations regarding the
14 state of mental health care delivery on the Eastern Shore of Maryland;
15 requiring the workgroup to include certain individuals; requiring the
16 Department to report the findings and recommendations of the workgroup in a
17 certain manner to certain legislative committees on or before a certain date; and
18 generally relating to the Workgroup to Evaluate Mental Health Care Delivery
19 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 2013 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) The Department of Health and Mental Hygiene shall convene a workgroup to evaluate the state of mental health care delivery on the Eastern Shore of Maryland, including:

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

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

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

1 (4) the feasibility of reopening the Upper Shore Community Mental
2 Health Center, including:

3 (i) the cost of reopening the Center;

4 (ii) measures that may be taken to minimize operating expenses
5 at the facility; and

6 (iii) the extent to which the Center may be operated at a cost to
7 the State that is less than the cost of its operation before the Center was closed in
8 2009;

9 (5) the barriers to accessibility of mental health services on the
10 Eastern Shore;

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

13 (7) whether there is sufficient capacity for nonforensic patients in
14 State-run psychiatric facilities.

15 (b) The workgroup convened under subsection (a) of this section shall
16 include:

17 (1) the Deputy Secretary of Behavioral Health and Disabilities of the
18 Department, or the Deputy Secretary's designee;

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

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

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

25 (5) the Executive Director of the Mid-Shore Regional Council, or the
26 Executive Director's designee;

27 (6) the Executive Director of the Upper Shore Regional Council, or the
28 Executive Director's designee;

29 (7) the Chief Executive Officer of Shore Health System, or the Chief
30 Executive Officer's designee;

31 (8) the Chief Executive Officer of Peninsula Regional Medical Center,
32 or the Chief Executive Officer's designee;

1 (9) the Executive Director of AFSCME Maryland, or the Executive
2 Director's designee;

3 (10) the Chairman of the Board of the Upper Shore Community Mental
4 Health Center who served on the Board at the time of the Center's closure, or the
5 Chairman's designee;

6 (11) the Executive Director of the Lower Shore Clinic, or the Executive
7 Director's designee;

8 (12) three mental health professionals;

9 (13) one representative of the National Alliance on Mental Illness;

10 (14) one representative of the Mental Health Association of Maryland;

11 (15) one representative of the Maryland Psychological Association; and

12 (16) three health officers:

13 (i) one of whom shall be from Cecil County, Kent County, or
14 Queen Anne's County;

15 (ii) one of whom shall be from Caroline County, Dorchester
16 County, or Talbot County; and

17 (iii) one of whom shall be from Somerset County, Wicomico
18 County, or Worcester County.

19 (c) On or before December 31, 2014, the Department of Health and Mental
20 Hygiene shall report the findings and recommendations of the workgroup, in
21 accordance with § 2-1246 of the State Government Article, to the Senate Finance
22 Committee and the House Health and Government Operations Committee.

23 SECTION ~~3~~ 2. AND BE IT FURTHER ENACTED, That this Act shall take
24 effect ~~October~~ June 1, 2014.