

SENATE BILL 586

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6lr1268
CF HB 1509

By: **Senators King, Feldman, Kagan, and Madaleno**

Introduced and read first time: February 4, 2016

Assigned to: Finance

Committee Report: Favorable

Senate action: Adopted

Read second time: March 7, 2016

CHAPTER _____

1 AN ACT concerning

2 **Department of Health and Mental Hygiene – Regional Institutes for Children**
3 **and Adolescents – Report Before Closure**

4 FOR the purpose of requiring the Department of Health and Mental Hygiene to submit a
5 certain report to the Governor and certain legislative committees before a regional
6 institute for children and adolescents may be closed; requiring the report to address
7 certain items; requiring the legislative committees to have a certain period of time
8 to review and comment on the report; and generally relating to regional institutes
9 for children and adolescents in the Department of Health and Mental Hygiene.

10 BY repealing and reenacting, with amendments,
11 Article – Health – General
12 Section 10–406
13 Annotated Code of Maryland
14 (2015 Replacement Volume)

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

17 **Article – Health – General**

18 10–406.

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

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 (1) Clifton T. Perkins Hospital Center;
- 2 (2) Eastern Shore Hospital Center;
- 3 (3) Regional Institutes for Children and Adolescents — Baltimore and
4 Rockville;
- 5 (4) Springfield Hospital Center;
- 6 (5) Spring Grove Hospital Center; and
- 7 (6) Thomas B. Finan Hospital Center.

8 (b) As a facility is built or transferred to the Administration, the facility may be
9 made a State facility.

10 (c) (1) By January 1, 1985, the Department shall adopt rules and regulations
11 for admission to all Regional Institutes for Children and Adolescents in cooperation with
12 representatives from the advisory committees of the Regional Institutes for Children and
13 Adolescents, the mental health advisory committees in each region, the local education
14 agencies, and the Mental Health Association of Maryland.

15 (2) In determining these rules and regulations, the Department shall
16 provide that no bona fide candidate for admission may be rejected solely because of
17 residence outside the regular catchment area served by the institution.

18 (3) In determining these rules and regulations, the Department shall
19 provide that candidates for admission who reside in the regular catchment area served by
20 the institution shall be granted priority in admissions to the institution.

21 (d) (1) Beginning in fiscal year 2007, the Department may not bill a local board
22 of education for any services provided by the State at a regional institute for children and
23 adolescents.

24 (2) Notwithstanding paragraph (1) of this subsection:

25 (i) Beginning in fiscal year 2007, the Department shall continue to
26 provide the same scope of services at regional institutes for children and adolescents that
27 were provided as of January 1, 2005; and

28 (ii) A local board of education may make a contribution toward the
29 cost of services provided by the State at a regional institute for children and adolescents.

30 **(E) (1) BEFORE A REGIONAL INSTITUTE FOR CHILDREN AND**
31 **ADOLESCENTS MAY BE CLOSED, THE DEPARTMENT SHALL SUBMIT A REPORT TO**
32 **THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT**

1 **ARTICLE, THE SENATE FINANCE COMMITTEE, THE SENATE BUDGET AND TAXATION**
2 **COMMITTEE, THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE,**
3 **AND THE HOUSE APPROPRIATIONS COMMITTEE, JUSTIFYING THE CLOSURE.**

4 **(2) THE REPORT SHALL ADDRESS:**

5 **(I) THE REASONS FOR THE CLOSURE;**

6 **(II) THE PLAN FOR SERVING THE REGIONAL INSTITUTE FOR**
7 **CHILDREN AND ADOLESCENTS TARGET POPULATION AFTER THE CLOSURE;**

8 **(III) THE BUDGETARY SAVINGS ANTICIPATED FROM THE**
9 **CLOSURE COMPARED TO THE COSTS ASSOCIATED WITH SERVING THE REGIONAL**
10 **INSTITUTE FOR CHILDREN AND ADOLESCENTS TARGET POPULATION IN OTHER**
11 **SETTINGS;**

12 **(IV) THE PLAN FOR ASSISTING STATE EMPLOYEES DISPLACED**
13 **BY THE CLOSURE IN FINDING OTHER EMPLOYMENT; AND**

14 **(V) THE PLAN FOR THE REGIONAL INSTITUTE FOR CHILDREN**
15 **AND ADOLESCENTS FACILITY.**

16 **(3) THE COMMITTEES SHALL HAVE 60 DAYS TO REVIEW AND**
17 **COMMENT ON THE REPORT.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
19 1, 2016.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.