

# HOUSE BILL 681

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By: **Delegate Cullison**

Introduced and read first time: February 7, 2019

Assigned to: Health and Government Operations and Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Department of Education and Maryland Department of Health –**  
3 **School–Based Health Centers – Ombudsmen**

4 FOR the purpose of requiring the State Superintendent of Schools and the Secretary of  
5 Health to each designate an ombudsman for school–based health centers; requiring  
6 certain ombudsmen to serve as a certain point of contact, provide certain technical  
7 assistance, and coordinate certain efforts of certain agencies; altering the  
8 membership of the Council on Advancement of School–Based Health Centers;  
9 requiring the Council to develop certain recommendations for integrating  
10 school–based health centers into certain patient–centered models of care; requiring  
11 the Council to review certain data and develop certain recommendations; requiring  
12 the Maryland Department of Health and the State Department of Education to  
13 conduct a certain assessment and report certain findings to the Governor and the  
14 General Assembly on or before a certain date; requiring the Maryland Department  
15 of Health and the State Department of Education to consult with the Council and  
16 certain stakeholders, develop a certain plan, and report certain findings and  
17 recommendations to the Governor and the General Assembly on or before a certain  
18 date; and generally relating to school–based health centers in the State.

19 BY adding to

20 Article – Education

21 Section 2–303(l)

22 Annotated Code of Maryland

23 (2018 Replacement Volume and 2018 Supplement)

24 BY adding to

25 Article – Health – General

26 Section 2–104(p)

27 Annotated Code of Maryland

28 (2015 Replacement Volume and 2018 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 BY repealing and reenacting, with amendments,  
2 Article – Health – General  
3 Section 19–22A–03(a)(6) and (7) and 19–22A–05(a) and (b)  
4 Annotated Code of Maryland  
5 (2015 Replacement Volume and 2018 Supplement)

6 BY adding to  
7 Article – Health – General  
8 Section 19–22A–03(a)(7) and (8)  
9 Annotated Code of Maryland  
10 (2015 Replacement Volume and 2018 Supplement)

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

13 **Article – Education**

14 2–303.

15 **(L) (1) THE STATE SUPERINTENDENT SHALL DESIGNATE AN**  
16 **OMBUDSMAN FOR SCHOOL–BASED HEALTH CENTERS.**

17 **(2) THE OMBUDSMAN SHALL:**

18 **(I) SERVE AS THE PRIMARY POINT OF CONTACT FOR**  
19 **INDIVIDUALS INVOLVED IN SCHOOL–BASED HEALTH CENTERS WHO INTERACT WITH**  
20 **THE DEPARTMENT;**

21 **(II) PROVIDE TECHNICAL ASSISTANCE TO SUPPORT THE**  
22 **ESTABLISHMENT AND EXPANSION OF SCHOOL–BASED HEALTH CENTERS; AND**

23 **(III) COORDINATE EFFORTS OF THE DEPARTMENT TO WORK**  
24 **WITH THE MARYLAND DEPARTMENT OF HEALTH AND OTHER AGENCIES TO BUILD A**  
25 **ROBUST NETWORK OF SCHOOL–BASED HEALTH CENTERS IN THE STATE.**

26 **Article – Health – General**

27 2–104.

28 **(P) (1) THE SECRETARY SHALL DESIGNATE AN OMBUDSMAN FOR**  
29 **SCHOOL–BASED HEALTH CENTERS.**

30 **(2) THE OMBUDSMAN SHALL:**

31 **(I) SERVE AS THE PRIMARY POINT OF CONTACT FOR**

1 INDIVIDUALS INVOLVED IN SCHOOL-BASED HEALTH CENTERS WHO INTERACT WITH  
2 THE DEPARTMENT;

3 (II) PROVIDE TECHNICAL ASSISTANCE TO SUPPORT THE  
4 ESTABLISHMENT AND EXPANSION OF SCHOOL-BASED HEALTH CENTERS; AND

5 (III) COORDINATE EFFORTS OF THE DEPARTMENT TO WORK  
6 WITH THE STATE DEPARTMENT OF EDUCATION AND OTHER AGENCIES TO BUILD A  
7 ROBUST NETWORK OF SCHOOL-BASED HEALTH CENTERS IN THE STATE.

8 19-22A-03.

9 (a) The Council consists of the following 15 voting members and [6] 8 ex officio  
10 members:

11 (6) The Chairman of the Commission, or a designee of the Chairman, as an  
12 ex officio member; [and]

13 (7) THE OMBUDSMAN FOR SCHOOL-BASED HEALTH CENTERS AT THE  
14 MARYLAND DEPARTMENT OF HEALTH;

15 (8) THE OMBUDSMAN FOR SCHOOL-BASED HEALTH CENTERS AT THE  
16 STATE DEPARTMENT OF EDUCATION; AND

17 [(7)](9) The following 15 members, appointed by the Governor:

18 (i) The President of the Maryland Assembly on School-Based  
19 Health Care, or a designee of the President;

20 (ii) Three representatives of school-based health centers, nominated  
21 by the Maryland Assembly on School-Based Health Care:

22 1. From a diverse array of sponsoring organizations; and

23 2. For at least one of the representatives, from a nursing  
24 background;

25 (iii) One representative of the Public Schools Superintendents  
26 Association of Maryland;

27 (iv) One representative of the Maryland Association of Boards of  
28 Education;

29 (v) One elementary school principal of a school that has a  
30 school-based health center;

- 1 (vi) One secondary school principal of a school that has a  
2 school-based health center;
- 3 (vii) One representative of the Maryland Hospital Association;
- 4 (viii) One representative of the Maryland Association of County  
5 Health Officers;
- 6 (ix) One representative of a federally qualified health center,  
7 nominated by the Mid-Atlantic Association of Community Health Centers;
- 8 (x) One representative of a managed care organization;
- 9 (xi) One representative of a commercial health insurance carrier;
- 10 (xii) One pediatrician, nominated by the Maryland Chapter of the  
11 American Academy of Pediatrics; and
- 12 (xiii) One parent or guardian of a student who utilizes services at a  
13 school-based health center.
- 14 19-22A-05.
- 15 (a) The Council shall develop policy recommendations to improve the health and  
16 educational outcomes of students who receive services from school-based health centers by:
- 17 (1) Supporting local community efforts to establish or expand school-based  
18 health center capacity in primary care, behavioral health, and oral health;
- 19 (2) Integrating school-based health centers into existing and emerging  
20 patient-centered models of care, **INCLUDING THE MARYLAND TOTAL COST OF CARE**  
21 **MODEL**;
- 22 (3) Promoting the inclusion of school-based health centers in networks of  
23 managed care organizations and commercial health insurance carriers;
- 24 (4) Advancing the public health goals of State and local health officials;
- 25 (5) Promoting the inclusion of school-based health centers into networks  
26 of school health services and coordinated student service models for the range of services  
27 offered in school settings;
- 28 (6) Supporting State and local initiatives to promote student success;
- 29 (7) Reviewing and revising best practice guidelines; and

1 (8) Supporting the long-term sustainability of school-based health  
2 centers.

3 (b) The Council shall review [the collection and analysis of] school-based health  
4 center data collected by the State Department of Education to[:

5 (1) Make recommendations on best practices for the collection and analysis  
6 of the data; and

7 (2) Provide guidance on the development of findings and recommendations  
8 based on the data] **DEVELOP THE POLICY RECOMMENDATIONS REQUIRED UNDER**  
9 **SUBSECTION (A) OF THIS SECTION.**

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

11 (a) The Maryland Department of Health and the State Department of Education  
12 shall conduct a statewide needs assessment of public schools with a high rate of students  
13 living in poverty.

14 (b) The Maryland Department of Health and the State Department of Education  
15 shall consult with the Council on Advancement of School-Based Health Centers and other  
16 interested stakeholders on the design and findings of the assessment.

17 (c) The assessment shall identify:

18 (1) the level of need to establish or expand school-based health centers to  
19 meet the primary care, behavioral health, and oral health needs of students;

20 (2) the capacity of local school systems, local health departments, and other  
21 community-based entities to establish or expand school-based health centers; and

22 (3) the resources needed to establish or expand school-based health  
23 centers to meet the needs identified by the assessment.

24 (d) On or before December 31, 2019, the Maryland Department of Health and the  
25 State Department of Education shall report their findings under subsection (a) of this  
26 section to the Governor and, in accordance with § 2-1246 of the State Government Article,  
27 the General Assembly.

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

29 (a) The Maryland Department of Health and the State Department of Education  
30 shall consult with the Council on Advancement of School-Based Health Centers and other  
31 interested stakeholders on a plan to build a sustainable sponsorship model by expanding  
32 the type of organizations that can sponsor school-based health centers.

33 (b) On or before November 1, 2019, the Maryland Department of Health and the

1 State Department of Education shall report their findings and recommendations under  
2 subsection (a) of this section to the Governor and, in accordance with § 2-1246 of the State  
3 Government Article, the General Assembly.

4 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
5 1, 2019.