

HOUSE BILL 975

J1, F1
HB 681/19 – HGO & W&M

01r2732

By: **Delegate Cullison**

Introduced and read first time: February 5, 2020

Assigned to: Health and Government Operations and Ways and Means

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 each to 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 2019 Supplement)

24 BY adding to

25 Article – Health – General
26 Section 2–104(p)
27 Annotated Code of Maryland
28 (2019 Replacement Volume)

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) and 19–22A–05(a) and (b)
4 Annotated Code of Maryland
5 (2019 Replacement Volume)

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

8 **Article – Education**

9 2–303.

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

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

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

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

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

21 **Article – Health – General**

22 2–104.

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

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

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

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

1 **(III) COORDINATE EFFORTS OF THE DEPARTMENT TO WORK**
2 **WITH THE STATE DEPARTMENT OF EDUCATION AND OTHER AGENCIES TO BUILD A**
3 **ROBUST NETWORK OF SCHOOL-BASED HEALTH CENTERS IN THE STATE.**

4 19-22A-03.

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

7 (1) One member of the Senate of Maryland, appointed by the President of
8 the Senate, as an ex officio member;

9 (2) One member of the House of Delegates, appointed by the Speaker of the
10 House, as an ex officio member;

11 (3) The Secretary of Health, or a designee of the Secretary, as an ex officio
12 member;

13 (4) The State Superintendent of Schools as an ex officio member;

14 (5) The Executive Director of the Maryland Health Benefit Exchange as an
15 ex officio member;

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

18 **(7) THE OMBUDSMAN FOR SCHOOL-BASED HEALTH CENTERS AT THE**
19 **MARYLAND DEPARTMENT OF HEALTH;**

20 **(8) THE OMBUDSMAN FOR SCHOOL-BASED HEALTH CENTERS AT THE**
21 **STATE DEPARTMENT OF EDUCATION; AND**

22 ~~[(7)]~~ **(9)** The following 15 members, appointed by the Governor:

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

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

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

28 2. For at least one of the representatives, from a nursing
29 background;

30 (iii) One representative of the Public Schools Superintendents

1 Association of Maryland;

2 (iv) One representative of the Maryland Association of Boards of
3 Education;

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

6 (vi) One secondary school principal of a school that has a
7 school-based health center;

8 (vii) One representative of the Maryland Hospital Association;

9 (viii) One representative of the Maryland Association of County
10 Health Officers;

11 (ix) One representative of a federally qualified health center,
12 nominated by the Mid-Atlantic Association of Community Health Centers;

13 (x) One representative of a managed care organization;

14 (xi) One representative of a commercial health insurance carrier;

15 (xii) One pediatrician, nominated by the Maryland Chapter of the
16 American Academy of Pediatrics; and

17 (xiii) One parent or guardian of a student who utilizes services at a
18 school-based health center.

19 19-22A-05.

20 (a) The Council shall develop policy recommendations to improve the health and
21 educational outcomes of students who receive services from school-based health centers by:

22 (1) Supporting local community efforts to establish or expand school-based
23 health center capacity in primary care, behavioral health, and oral health;

24 (2) Integrating school-based health centers into existing and emerging
25 patient-centered models of care, **INCLUDING THE MARYLAND TOTAL COST OF CARE**
26 **MODEL**;

27 (3) Promoting the inclusion of school-based health centers in networks of
28 managed care organizations and commercial health insurance carriers;

29 (4) Advancing the public health goals of State and local health officials;

30 (5) Promoting the inclusion of school-based health centers into networks

1 of school health services and coordinated student service models for the range of services
2 offered in school settings;

3 (6) Supporting State and local initiatives to promote student success;

4 (7) Reviewing and revising best practice guidelines; and

5 (8) Supporting the long-term sustainability of school-based health
6 centers.

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

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

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

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

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

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

21 (c) The assessment shall identify:

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

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

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

28 (d) On or before December 31, 2020, the Maryland Department of Health and the
29 State Department of Education shall report their findings under subsection (a) of this
30 section to the Governor and, in accordance with § 2-1257 of the State Government Article,
31 the General Assembly.

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

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

5 (b) On or before November 1, 2020, the Maryland Department of Health and the
6 State Department of Education shall report their findings and recommendations under
7 subsection (a) of this section to the Governor and, in accordance with § 2–1257 of the State
8 Government Article, the General Assembly.

9 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July
10 1, 2020.