

SENATE BILL 563

J1, L6

1lr2573
CF HB 1123

By: **Senator Griffith**

Introduced and read first time: January 26, 2021

Assigned to: Budget and Taxation

Committee Report: Favorable

Senate action: Adopted

Read second time: February 23, 2021

CHAPTER _____

1 AN ACT concerning

2 **Local Health Departments – Funding**

3 FOR the purpose of specifying the amount of funding required to be included in the State
4 budget for local health services for certain fiscal years; altering the purposes for
5 which local health department funding may be used; prohibiting certain State
6 funding to a subdivision for local health services from being less than the subdivision
7 received in a certain fiscal year; repealing obsolete provisions of law; requiring the
8 Maryland Department of Health to conduct a certain evaluation regarding local
9 health departments on or before a certain date; requiring the Department to consult
10 with certain entities when conducting the evaluation; requiring the Department to
11 submit a certain report to certain committees of the General Assembly on or before
12 a certain date; defining a certain term; and generally relating to local health
13 departments.

14 BY repealing and reenacting, without amendments,
15 Article – Health – General
16 Section 2–301, 2–303, and 2–305
17 Annotated Code of Maryland
18 (2019 Replacement Volume and 2020 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – Health – General
21 Section 2–302 and 2–304
22 Annotated Code of Maryland
23 (2019 Replacement Volume and 2020 Supplement)

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

3 **Article – Health – General**

4 2–301.

5 The Governor shall include in the State budget, beginning with fiscal year 1997, at
6 a minimum, sufficient funds for local health services as required by this subtitle.

7 2–302.

8 (a) The funding required in the State budget for local health services, exclusive of
9 special fund and federal appropriations, shall be at least the amount set forth in subsection
10 (b) of this section.

11 (b) The funding shall be:

12 (1) [\$37,283,484 in each of fiscal years 2011 and 2012, to be distributed as
13 follows:

- 14 (i) Allegany County.....\$908,719;
- 15 (ii) Anne Arundel County.....\$3,141,951;
- 16 (iii) Baltimore City.....\$6,675,053;
- 17 (iv) Baltimore County.....\$4,302,255;
- 18 (v) Calvert County.....\$369,812;
- 19 (vi) Caroline County.....\$538,253;
- 20 (vii) Carroll County.....\$1,231,995;
- 21 (viii) Cecil County.....\$806,392;
- 22 (ix) Charles County.....\$994,528;
- 23 (x) Dorchester County.....\$428,709;
- 24 (xi) Frederick County.....\$1,512,159;
- 25 (xii) Garrett County.....\$437,403;
- 26 (xiii) Harford County.....\$1,737,473;

- 1 (xiv) Howard County.....\$1,215,070;
- 2 (xv) Kent County.....\$335,941;
- 3 (xvi) Montgomery County.....\$3,014,680;
- 4 (xvii) Prince George’s County.....\$5,007,057;
- 5 (xviii) Queen Anne’s County.....\$417,744;
- 6 (xix) St. Mary’s County.....\$808,576;
- 7 (xx) Somerset County.....\$429,385;
- 8 (xxi) Talbot County.....\$328,705;
- 9 (xxii) Washington County.....\$1,381,306;
- 10 (xxiii) Wicomico County.....\$947,374;
- 11 and
- 12 (xxiv) Worcester County.....\$312,944;

13 (2) For fiscal years 2013 and 2014, \$37,283,484 adjusted for:

14 (i) Inflation, as measured by the Consumer Price Index (All Urban
15 Consumers), for the second preceding fiscal year, calculated by the U.S. Department of
16 Commerce; and

17 (ii) Population growth, as measured by the growth in the total
18 population of the State of Maryland for the second preceding fiscal year, according to the
19 most recent statistics available through the Maryland Department of Health;

20 (3) For fiscal years 2015, 2016, and 2017, the amount of funding for the
21 preceding fiscal year adjusted for:

22 (i) Inflation, as measured by the Consumer Price Index (All Urban
23 Consumers), for the second preceding fiscal year, calculated by the U.S. Department of
24 Commerce; and

25 (ii) Population growth, as measured by the growth in the total
26 population of the State for the second preceding fiscal year, according to the most recent
27 statistics available through the Maryland Department of Health;

28 (4) For fiscal year 2018, \$49,488,474 to be distributed to each municipality
29 or subdivision in the same amount as the municipality or subdivision received in fiscal year

1 2017; and

2 (5) For fiscal [year 2019 and each subsequent fiscal year] **YEARS 2019,**
3 **2020, 2021, AND 2022**, the amount of funding provided through the formula for the
4 preceding fiscal year adjusted for:

5 (i) Inflation, as measured by the Consumer Price Index (All Urban
6 Consumers), on June 30 of the second preceding fiscal year, calculated by the Bureau of
7 Labor Statistics of the U.S. Department of Labor; and

8 (ii) Population growth, as measured by the growth in the total
9 population of the State on June 30 of the second preceding fiscal year, according to the most
10 recent statistics available through the U.S. Department of Commerce;

11 **(2) FOR FISCAL YEAR 2023, \$70,000,000, TO BE DISTRIBUTED TO**
12 **EACH MUNICIPALITY OR SUBDIVISION IN THE SAME PROPORTION AS THE FISCAL**
13 **YEAR 2022 FUNDING DISTRIBUTED TO EACH MUNICIPALITY OR SUBDIVISION;**

14 **(3) FOR FISCAL YEAR 2024, \$80,000,000, TO BE DISTRIBUTED TO**
15 **EACH MUNICIPALITY OR SUBDIVISION IN THE SAME PROPORTION AS THE FISCAL**
16 **YEAR 2023 FUNDING DISTRIBUTED TO EACH MUNICIPALITY OR SUBDIVISION; AND**

17 **(4) FOR FISCAL YEAR 2025 AND EACH SUBSEQUENT FISCAL YEAR,**
18 **THE GREATER OF:**

19 **(I) THE FUNDING PROVIDED BY THE FORMULA FOR THE**
20 **IMMEDIATELY PRECEDING FISCAL YEAR; OR**

21 **(II) THE ACTUAL FUNDS APPROPRIATED FOR THE**
22 **IMMEDIATELY PRECEDING FISCAL YEAR, ADJUSTED FOR:**

23 **1. INFLATION, AS MEASURED BY THE CONSUMER PRICE**
24 **INDEX (ALL URBAN CONSUMERS), ON JUNE 30 OF THE SECOND IMMEDIATELY**
25 **PRECEDING FISCAL YEAR, CALCULATED BY THE BUREAU OF LABOR STATISTICS OF**
26 **THE U.S. DEPARTMENT OF LABOR; AND**

27 **2. POPULATION GROWTH, AS MEASURED BY THE**
28 **GROWTH IN THE TOTAL POPULATION OF THE STATE ON JUNE 30 OF THE SECOND**
29 **IMMEDIATELY PRECEDING FISCAL YEAR, ACCORDING TO THE MOST RECENT**
30 **STATISTICS AVAILABLE THROUGH THE U.S. DEPARTMENT OF COMMERCE.**

31 (c) For fiscal year [2013] **2025** and each subsequent fiscal year, no subdivision
32 may receive less State funding for local health services under this section than that
33 subdivision received in fiscal year [2012] **2024**.

1 (d) The Secretary shall, in consultation with local health department directors,
2 adopt regulations to guide the distribution of the funding required under this section. The
3 regulations shall give consideration to appropriate measures of community health need,
4 local funding effort, and other relevant factors.

5 2-303.

6 As to appropriations required by this subtitle, a local match shall be required as a
7 condition of any distribution to a subdivision; however, the local match percentage required
8 by the Secretary of Health may not exceed the local match percentage required for the
9 subdivision for fiscal year 1996.

10 2-304.

11 The appropriations described in this subtitle shall be used for programs, including
12 related administrative expenses, directed at the following:

13 (1) Communicable disease control services;

14 (2) Environmental health services;

15 (3) Family planning services;

16 (4) Maternal and child health services;

17 (5) Wellness promotion services;

18 (6) Adult health and geriatric services; [and]

19 **(7) DATA MANAGEMENT AND EXCHANGE SERVICES REGARDING**
20 **COMMUNICABLE DISEASES AND OTHER HEALTH MATTERS, AS ALLOWED UNDER**
21 **FEDERAL AND STATE LAW;**

22 **(8) PROVIDING PROTECTIVE EQUIPMENT FOR NURSES, PHYSICIAN**
23 **ASSISTANTS, PHYSICIANS, AND OTHER HEALTH CARE PERSONNEL IN CONTACT WITH**
24 **PATIENTS;**

25 **(9) PROVIDING EQUIPMENT, MEDICATION, AND OTHER MATERIALS**
26 **DETERMINED TO BE APPROPRIATE TO PREPARE FOR POTENTIAL COMMUNICABLE**
27 **DISEASE EMERGENCIES, OR OTHER PUBLIC HEALTH EMERGENCIES; AND**

28 ~~[(7)]~~ **(10)** Administration and communication services associated with the
29 provision of the services described in items (1) through ~~[(6)]~~ **(9)** of this section.

30 2-305.

1 The funds designated for the provision of local health services under this subtitle
2 may not be transferred to any other program for any other purpose.

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

4 (a) In this section, “Department” means the Maryland Department of Health.

5 (b) On or before December 1, 2021, the Department shall conduct an evaluation
6 and assessment of the technology, communications, and information services:

7 (1) used by local health departments;

8 (2) made available by the Department; and

9 (3) shared or coordinated through local health departments.

10 (c) In conducting the evaluation under subsection (b) of this section, the
11 Department shall consult with:

12 (1) the Department of Information Technology;

13 (2) the Maryland Association of Counties;

14 (3) local health departments; and

15 (4) stakeholders who provide or receive services through a local health
16 department.

17 (d) (1) The Department shall prepare a report of its findings and
18 recommendations regarding:

19 (i) the current capacity of local health departments to effectively
20 maintain, share, and analyze data regarding communicable diseases, medical and health
21 trends, and other information relevant to guarding and treating the public health of
22 Maryland residents; and

23 (ii) recommendations to enhance local health department services
24 through:

25 1. major projects or technology initiatives;

26 2. improvements to internal processes for procurement of
27 technology;

28 3. noncentralized hardware or software upgrades; and

