

HOUSE BILL 408

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CF SB 412

By: **Delegates Bagnall, Allen, Buckel, Chang, Fair, Guyton, Hill, Howard, D. Jones, Kaufman, Kerr, Kipke, Miller, M. Morgan, T. Morgan, Munoz, Pasteur, Patterson, Pippy, Pruski, Shetty, Vogel, Williams, and Wilson**

Introduced and read first time: January 18, 2024

Assigned to: Health and Government Operations

Committee Report: Favorable

House action: Adopted

Read second time: February 23, 2024

CHAPTER _____

1 AN ACT concerning

2 **Mental Health Law – County Mental Health Advisory Committees – Membership**

3 FOR the purpose of altering the membership of a county’s mental health advisory
4 committee by including an individual with experience with mental health care for
5 veterans or individuals serving in the military on the list of groups from which
6 individuals may be appointed to the committee by the governing body of the county;
7 and generally relating to county mental health advisory committees.

8 BY repealing and reenacting, with amendments,

9 Article – Health – General

10 Section 10–309

11 Annotated Code of Maryland

12 (2023 Replacement Volume)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

14 That the Laws of Maryland read as follows:

15 **Article – Health – General**

16 10–309.

17 (a) (1) The mental health advisory committee of each county shall consist of:

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 (i) As nonvoting ex officio members, the following individuals or
2 their designees:

- 3 1. The health officer for the county;
- 4 2. A representative of a State inpatient facility that serves
5 that county, appointed as provided in paragraph (2) of this subsection;
- 6 3. The county mental health director;
- 7 4. The director of the core service agency or local behavioral
8 health authority, if any; and
- 9 5. In jurisdictions with designated State inpatient beds
10 located in local general hospitals, a representative from that facility; and

11 (ii) As voting members, appointed by the governing body of the
12 county and representative of the county's major socio-economic and ethnic groups:

- 13 1. At least 5, but not more than 7, representatives selected
14 from among the following groups or agencies:
 - 15 A. The governing body;
 - 16 B. The county department of education;
 - 17 C. The local department of social services;
 - 18 D. The practicing physicians;
 - 19 E. Mental health professionals who are not physicians;
 - 20 F. The clergy;
 - 21 G. The legal profession;
 - 22 H. A local law enforcement agency;
 - 23 I. A local general hospital that contains an inpatient
24 psychiatric unit;
 - 25 J. The Department of Aging;
 - 26 K. The Department of Juvenile Services;
 - 27 L. The local alcohol and drug abuse agency; and

1 M. A local community rehabilitation or housing program; and

2 2. At least 5 individuals selected from among the following
3 groups or organizations and appointed as provided in paragraph (3) of this subsection:

4 A. At least 2 individuals who are currently receiving or who
5 have in the past received mental health services;

6 B. Parents or other relatives of adults with mental disorders;

7 C. Parents or other relatives of children or adolescents with
8 emotional, behavioral, or mental disorders the onset of which occurred during childhood or
9 adolescence;

10 D. The local mental health association, if any; [and]

11 E. **AN INDIVIDUAL WITH EXPERIENCE WITH MENTAL**
12 **HEALTH CARE FOR VETERANS OR INDIVIDUALS SERVING IN THE MILITARY; AND**

13 F. A member of the general public.

14 (2) If more than one State inpatient facility serves a county, a
15 representative from at least 1 of the facilities shall be appointed by the Director.

16 (3) At least one-half of the voting members shall be appointed from among
17 the individuals listed in paragraph (1)(ii)2A through C of this subsection.

18 (4) Notwithstanding paragraphs (1) through (3) of this subsection, if the
19 governing body of Baltimore City or Anne Arundel County designates a core service agency
20 or local behavioral health authority as the mental health advisory committee, the mental
21 health advisory committee shall consist of the governing body of the core service agency or
22 local behavioral health authority.

23 (b) If an intercounty advisory committee is established, the governing body of
24 each participating county shall appoint at least 4 members of the committee.

25 (c) Notwithstanding subsection (a)(1)(ii) of this section, if the governing body of a
26 county establishes a joint mental health and addictions advisory committee, the governing
27 body may appoint any additional members as necessary to advise and advocate about
28 addictions issues.

29 (d) (1) The term of an appointed member is 3 years and begins on July 1.

30 (2) The terms of one-third of the appointed members of each county
31 advisory committee or intercounty advisory committee end each year.

1 (3) At the end of a term, a member may continue to serve until a successor
2 is appointed and qualifies.

3 (4) A member who is appointed after a term has begun serves only for the
4 rest of the term and until a successor is appointed and qualifies.

5 (5) A member who serves 2 consecutive full 3-year terms may not be
6 reappointed for 2 years after completion of those terms.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2024.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.