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By: **Delegates Rosenberg and Taylor**  
Introduced and read first time: February 7, 2002  
Assigned to: Environmental Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Pilot Program for Tobacco Cessation Services for Individuals with Mental**  
3 **Disorders**

4 FOR the purpose of establishing the Pilot Program for Tobacco Cessation Services for  
5 Individuals with Mental Disorders in the Department of Health and Mental  
6 Hygiene; requiring the Department to administer the Pilot Program through the  
7 Tobacco Use Prevention and Cessation Program; requiring the Pilot Program to  
8 provide certain targeted tobacco addiction treatment services to individuals with  
9 mental disorders; requiring treatment to be offered to a certain number of  
10 individuals; requiring the Pilot Program to accept certain individuals receiving  
11 treatment at certain facilities; requiring the Department to report on the status  
12 and performance of the Pilot Program to the Governor and General Assembly at  
13 certain times; defining certain terms; providing for the termination of this Act;  
14 and generally relating to the Pilot Program for Tobacco Cessation Services for  
15 Individuals with Mental Disorders.

16 BY repealing and reenacting, without amendments,  
17 Article - Health - General  
18 Section 10-101(a) and (f)  
19 Annotated Code of Maryland  
20 (2000 Replacement Volume and 2001 Supplement)

21 BY adding to  
22 Article - Health - General  
23 Section 13-1015  
24 Annotated Code of Maryland  
25 (2000 Replacement Volume and 2001 Supplement)

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

1 **Article - Health - General**

2 10-101.

3 (a) In this title the following words have the meanings indicated.

4 (f) (1) "Mental disorder" means a behavioral or emotional illness that  
5 results from a psychiatric or neurological disorder.6 (2) "Mental disorder" includes a mental illness that so substantially  
7 impairs the mental or emotional functioning of an individual as to make care or  
8 treatment necessary or advisable for the welfare of the individual or for the safety of  
9 the person or property of another.

10 (3) "Mental disorder" does not include mental retardation.

11 13-1015.

12 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
13 INDICATED.14 (2) "MENTAL DISORDER" HAS THE MEANING STATED IN § 10-101 OF THIS  
15 ARTICLE.16 (3) "PILOT PROGRAM" MEANS THE PILOT PROGRAM FOR TOBACCO  
17 CESSATION SERVICES TO INDIVIDUALS WITH MENTAL DISORDERS.18 (B) THERE IS A PILOT PROGRAM FOR TOBACCO CESSATION SERVICES TO  
19 INDIVIDUALS WITH MENTAL DISORDERS.20 (C) THE DEPARTMENT SHALL ADMINISTER THE PILOT PROGRAM THROUGH  
21 THE TOBACCO USE PREVENTION AND CESSATION PROGRAM UNDER THIS SUBTITLE.

22 (D) THE PILOT PROGRAM SHALL:

23 (1) PROVIDE TARGETED AND COMPREHENSIVE TOBACCO ADDICTION  
24 TREATMENT SERVICES TO INDIVIDUALS WITH MENTAL DISORDERS;25 (2) ACCEPT INDIVIDUALS WITH MENTAL DISORDERS CURRENTLY  
26 RECEIVING TREATMENT AT STATE HOSPITALS, COMMUNITY HEALTH CENTERS, AND  
27 STATE CORRECTIONAL FACILITIES; AND28 (3) COLLECT ANY DATA OR OTHER INFORMATION REQUIRED BY THE  
29 DEPARTMENT.30 (E) (1) THE DEPARTMENT SHALL CONTRACT WITH A PRIVATE ENTITY TO  
31 CONDUCT THE PILOT PROGRAM.32 (2) THE DEPARTMENT SHALL ISSUE A REQUEST FOR PROPOSALS TO  
33 SELECT THE ENTITY THAT WILL CONDUCT THE PILOT PROGRAM.

1           (3)     THE REQUEST FOR PROPOSALS SHALL STATE WITH SPECIFICITY THE  
2 OBJECTIVES AND PERFORMANCE CRITERIA THAT WILL BE USED TO MEASURE THE  
3 SUCCESS OF THE PILOT PROGRAM.

4           (4)     THE DEPARTMENT SHALL DISTRIBUTE A \$250,000 GRANT EACH YEAR  
5 TO THE PRIVATE ENTITY CHOSEN TO CONDUCT THE PILOT PROGRAM.

6           (F)     THE DEPARTMENT SHALL ENSURE THAT THE PILOT PROGRAM IS  
7 ADMINISTERED ON A STATEWIDE BASIS BY A SINGLE ENTITY.

8           (G)     ON OR BEFORE DECEMBER 1 OF EACH YEAR, THE DEPARTMENT SHALL  
9 REPORT ON THE STATUS AND PERFORMANCE OF THE PILOT PROGRAM TO THE  
10 GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE  
11 GENERAL ASSEMBLY.

12     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 2002. It shall remain effective for a period of 3 years and, at the end of  
14 September 30, 2005, with no further action required by the General Assembly, this  
15 Act shall be abrogated and of no further force and effect.