
By: **Chairman, Ways and Means Committee (Departmental - Children,
Youth and Families)**

Introduced and read first time: February 13, 2002

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Office for Children, Youth, and Families - Codification of the Maryland**
3 **School-Based Health Center Policy Advisory Council**

4 FOR the purpose of codifying the Maryland School-Based Health Center Policy
5 Advisory Council; providing for the membership, chairman, purpose, and duties
6 of the Advisory Council; defining a certain term; specifying the terms of the
7 initial members; and generally relating to the creation of the Maryland
8 School-Based Health Center Policy Advisory Council within the Office for
9 Children, Youth, and Families.

10 BY repealing and reenacting, with amendments,
11 Article 49D - Office for Children, Youth, and Families
12 Section 1
13 Annotated Code of Maryland
14 (1998 Replacement Volume and 2001 Supplement)

15 BY adding to
16 Article 49D - Office for Children, Youth, and Families
17 Section 40 through 44, inclusive, to be under the new subheading "Maryland
18 School-Based Health Center Policy Advisory Council"
19 Annotated Code of Maryland
20 (1998 Replacement Volume and 2001 Supplement)

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

23 **Article 49D - Office for Children, Youth, and Families**

24 1.

25 (a) The Office for Children, Youth, and Families is created as part of the
26 Executive Department.

1 (b) The head of the Office is the Special Secretary for Children, Youth, and
2 Families. The Special Secretary is appointed by and serves at the pleasure of the
3 Governor and is directly responsible to him. The Special Secretary shall receive the
4 salary provided in the State budget.

5 (c) The Office shall have a Director and the assistants, fiscal analysts,
6 consultants, and employees provided in the State budget. The Special Secretary may
7 establish areas of responsibility within the Office and may designate staff as
8 necessary to fulfill the duties assigned to the Special Secretary.

9 (d) The following units are in the Office:

10 (1) Advisory Committee for Children, Youth, and Families;

11 (2) Children's Councils;

12 (3) Governor's Council on Adolescent Pregnancy;

13 (4) State Coordinating Council for Residential Placement of
14 Handicapped Children; [and]

15 (5) THE MARYLAND SCHOOL-BASED HEALTH CENTER POLICY ADVISORY
16 COUNCIL; AND

17 [(5)] (6) Other multiple agency initiatives for children, youth, and
18 families that are not reserved by law to another agency.

19 MARYLAND SCHOOL-BASED HEALTH CENTER POLICY ADVISORY COUNCIL

20 40.

21 IN THIS SUBHEADING, "COUNCIL" MEANS THE MARYLAND SCHOOL-BASED
22 HEALTH CENTER POLICY ADVISORY COUNCIL.

23 41.

24 (A) THERE IS A MARYLAND SCHOOL-BASED HEALTH CENTER POLICY
25 ADVISORY COUNCIL.

26 (B) THE COUNCIL SHALL BE INDEPENDENT AND LOCATED IN THE OFFICE
27 FOR CHILDREN, YOUTH, AND FAMILIES FOR BUDGETARY AND ADMINISTRATIVE
28 PURPOSES ONLY.

29 (C) STAFF SUPPORT FOR THE COUNCIL SHALL BE PROVIDED BY THE
30 GOVERNOR'S OFFICE FOR CHILDREN, YOUTH, AND FAMILIES.

31 42.

32 (A) THE COUNCIL SHALL CONSIST OF THE FOLLOWING 25 MEMBERS:

1 (1) THE SPECIAL SECRETARY OF THE OFFICE FOR CHILDREN, YOUTH,
2 AND FAMILIES OR THE SPECIAL SECRETARY'S DESIGNEE;

3 (2) THE STATE SUPERINTENDENT OF SCHOOLS OR THE STATE
4 SUPERINTENDENT'S DESIGNEE;

5 (3) THE SECRETARY OF HEALTH AND MENTAL HYGIENE OR THE
6 SECRETARY'S DESIGNEE;

7 (4) THE SECRETARY OF JUVENILE JUSTICE OR THE SECRETARY'S
8 DESIGNEE;

9 (5) THE SECRETARY OF HUMAN RESOURCES OR THE SECRETARY'S
10 DESIGNEE;

11 (6) THE SECRETARY OF BUDGET AND MANAGEMENT OR THE
12 SECRETARY'S DESIGNEE;

13 (7) ONE MEMBER OF THE SENATE OF MARYLAND APPOINTED BY THE
14 PRESIDENT OF THE SENATE;

15 (8) ONE MEMBER OF THE HOUSE OF DELEGATES OF MARYLAND
16 APPOINTED BY THE SPEAKER OF THE HOUSE;

17 (9) THE FOLLOWING MEMBERS APPOINTED BY THE GOVERNOR:

18 (I) ONE INDIVIDUAL WITH EXPERIENCE OR EXPERTISE WITH THE
19 MARYLAND MEDICAL ASSISTANCE PROGRAM;

20 (II) ONE LOCAL HEALTH OFFICER;

21 (III) ONE LOCAL SUPERINTENDENT OF SCHOOLS;

22 (IV) THREE INDIVIDUALS FROM LOCAL JURISDICTIONS, INCLUDING
23 AT LEAST ONE REPRESENTATIVE OF A LOCAL MANAGEMENT BOARD;

24 (V) THREE INDIVIDUALS WHO REPRESENT COMMUNITY LEADERS
25 FROM ORGANIZATIONS AND FAITH COMMUNITIES THAT HAVE EXPERIENCE OR
26 EXPERTISE WITH THE SERVICES OFFERED IN SCHOOL-BASED HEALTH CENTERS;
27 AND

28 (VI) THREE CONSUMERS OF SCHOOL-BASED HEALTH CARE
29 INCLUDING STUDENTS AND THEIR PARENTS;

30 (VII) A PEDIATRICIAN;

31 (VIII) A NURSE PRACTITIONER WHO SERVES CHILDREN IN A
32 SCHOOL-BASED HEALTH CENTER;

33 (IX) A MEMBER OF THE MARYLAND ASSEMBLY OF SCHOOL-BASED
34 HEALTH CENTERS;

1 (X) A DENTAL HEALTH PROFESSIONAL; AND

2 (XI) A REPRESENTATIVE OF THE MENTAL HYGIENE
3 ADMINISTRATION OR A CORE SERVICE AGENCY.

4 (B) IN MAKING THE APPOINTMENTS REQUIRED UNDER THIS SECTION, THE
5 GOVERNOR SHALL ENSURE THAT THE COUNCIL IS REPRESENTATIVE OF:

6 (1) THE GEOGRAPHIC REGIONS OF THE STATE; AND

7 (2) MINORITY POPULATIONS OF THE STATE.

8 (C) (1) THE TERM OF A MEMBER APPOINTED UNDER SUBSECTION (A) OF
9 THIS SECTION IS 3 YEARS.

10 (2) THE TERMS OF MEMBERS ARE STAGGERED AS REQUIRED BY THE
11 TERMS PROVIDED FOR MEMBERS OF THE COUNCIL ON OCTOBER 1, 2002.

12 (3) AT THE END OF A TERM, A MEMBER SHALL CONTINUE TO SERVE
13 UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

14 (4) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SHALL
15 SERVE FOR THE REST OF THE TERM OR UNTIL A SUCCESSOR IS APPOINTED AND
16 QUALIFIES.

17 (D) THE GOVERNOR SHALL APPOINT A SUCCESSOR IN THE EVENT OF A
18 VACANCY ON THE COMMISSION.

19 (E) FROM AMONG THE MEMBERS OF THE COUNCIL, THE GOVERNOR SHALL
20 DESIGNATE A CHAIRMAN FOR A 2-YEAR TERM.

21 (F) A MEMBER OF THE COUNCIL:

22 (1) MAY NOT RECEIVE COMPENSATION; BUT

23 (2) IS ENTITLED TO REIMBURSEMENT FOR REASONABLE EXPENSES
24 INCURRED IN THE PERFORMANCE OF COUNCIL DUTIES, IN ACCORDANCE WITH
25 STANDARD STATE TRAVEL REGULATIONS, AND AS PROVIDED IN THE STATE BUDGET.
26 43.

27 (A) A MAJORITY OF THE MEMBERS THEN SERVING ON THE COUNCIL IS A
28 QUORUM.

29 (B) THE COUNCIL SHALL DETERMINE THE TIMES AND PLACES OF ITS
30 MEETINGS AND ANY OTHER NECESSARY OPERATING PROCEDURES WHICH MAY
31 INCLUDE THE ESTABLISHMENT OF SUBCOMMITTEES, CONSULTANT PANELS, OR
32 WORK GROUPS UTILIZING THE EXPERTISE OF NONCOUNCIL AND NONPANEL
33 MEMBERS.

1 44.

2 (A) THE PURPOSE OF THE COUNCIL IS TO COORDINATE THE INTERAGENCY
3 EFFORT TO DEVELOP, SUSTAIN, AND PROMOTE QUALITY SCHOOL-BASED HEALTH
4 CENTERS IN MARYLAND.

5 (B) IN CONSULTATION WITH APPROPRIATE STATE AGENCIES AND OTHER
6 INTEREST ORGANIZATIONS, INCLUDING REPRESENTATIVES FROM ACADEMIC
7 INSTITUTIONS, HEALTH CARE PROVIDERS, AND PAYORS, THE COUNCIL SHALL:

8 (1) MONITOR THE ACTIVITIES AND RANGE OF SERVICES OF THE
9 SCHOOL-BASED HEALTH CENTERS;

10 (2) RECOMMEND LEGISLATIVE INITIATIVES;

11 (3) DEVELOP AND UPDATE A COMPENDIUM OF TECHNICAL ASSISTANCE
12 EXPERTS THAT WILL BE USED AS REFERENCE WHEN LOCAL REQUESTS FOR
13 ASSISTANCE COME TO THE STATE;

14 (4) MONITOR THE DEVELOPMENT OF NOTIFICATIONS OF AVAILABLE
15 FUNDS;

16 (5) PARTICIPATE IN THE REVIEW OF GRANTS TO LOCAL JURISDICTIONS
17 FOR THE DEVELOPMENT OF SCHOOL-BASED HEALTH CARE PROGRAMS;

18 (6) DEVELOP STRATEGIES FOR FUNDING AND REIMBURSEMENT OF
19 CARE DELIVERED IN SCHOOL-BASED HEALTH CENTERS;

20 (7) DEVELOP A CONSISTENT OUTCOME MEASUREMENT TOOL TO BE
21 USED BY ALL SCHOOL-BASED HEALTH CENTERS IN THE STATE AND ASSESS THE
22 PROGRESS OF ALL SCHOOL-BASED HEALTH CENTERS BASED ON THE INFORMATION
23 COLLECTED;

24 (8) ESTABLISH STANDARDS OF PRACTICE WITHIN SCHOOL-BASED
25 HEALTH CENTERS;

26 (9) ENCOURAGE THE DEVELOPMENT OF MODELS OF EXCELLENCE IN
27 SCHOOL-BASED HEALTH CENTERS;

28 (10) PREPARE AN ANNUAL REPORT TO THE SUBCABINET; AND

29 (11) PERFORM OTHER ACTIVITIES IDENTIFIED THAT IMPACT ON THE
30 DEVELOPMENT, SUSTAINABILITY, OR QUALITY OF SCHOOL-BASED HEALTH CARE IN
31 MARYLAND.

32 SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the initial
33 members of the Maryland School-Based Health Center Policy Advisory Council shall
34 expire as follows:

35 (1) five members in 2003;

1 (2) six members in 2004; and

2 (3) six members in 2005.

3 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2002.