

HOUSE BILL 142

J1

8lr0865

By: **Delegate Morhaim**

Introduced and read first time: January 18, 2008

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 20, 2008

CHAPTER _____

1 AN ACT concerning

2 **Department of Health and Mental Hygiene – ~~Renaming and~~ Review of**
3 **Reports and Commissions**

4 FOR the purpose of ~~renaming the Department of Health and Mental Hygiene to be the~~
5 ~~Department of Health; renaming the Secretary of Health and Mental Hygiene~~
6 ~~to be the Secretary of Health; requiring the Department of Health to Health and~~
7 ~~Mental Hygiene to conduct a certain review and make a certain report to the~~
8 ~~Governor and General Assembly on or before a certain date; providing that a~~
9 ~~certain review does not include a review of certain health occupations boards;~~
10 ~~requiring the publisher of the Annotated Code of Maryland to make certain~~
11 ~~technical changes; prohibiting the use of certain documents reflecting the~~
12 ~~renaming of the Department until certain documents already in print have been~~
13 ~~used; and generally relating to ~~renaming~~ the Department of Health and Mental~~
14 ~~Hygiene and a review of reports and commissions.~~

15 ~~BY repealing and reenacting, without amendments,~~
16 ~~Article – Health – General~~
17 ~~Section 1 – 101(a)~~
18 ~~Annotated Code of Maryland~~
19 ~~(2005 Replacement Volume and 2007 Supplement)~~

20 ~~BY repealing and reenacting, with amendments,~~
21 ~~Article – Health – General~~
22 ~~Section 1 – 101(e) and (j), 2 – 101, and 2 – 102(a)~~
23 ~~Annotated Code of Maryland~~
24 ~~(2005 Replacement Volume and 2007 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
2 MARYLAND, That ~~the Laws of Maryland read as follows:~~

3 ~~Article Health General~~

4 ~~1-101.~~

5 (a) ~~In this article the following words have the meanings indicated.~~

6 (e) ~~“Department” means the Department of Health [and Mental Hygiene].~~

7 (j) ~~“Secretary” means the Secretary of Health [and Mental Hygiene].~~

8 ~~2-101.~~

9 ~~There is a Department of Health [and Mental Hygiene], established as a~~
10 ~~principal department of the State government.~~

11 ~~2-102.~~

12 (a) ~~The head of the Department is the Secretary of Health [and Mental~~
13 ~~Hygiene], who shall be appointed by the Governor with the advice and consent of the~~
14 ~~Senate.~~

15 ~~SECTION 2. AND BE IT FURTHER ENACTED, That:~~

16 (a) The Department of Health and Mental Hygiene shall conduct a
17 comprehensive review of the Department in which the Department identifies:

18 (1) the boards, commissions, councils, and committees that are
19 operated by the Department or that otherwise involve the Department;

20 (2) methods to streamline or consolidate the boards, commissions,
21 councils, and committees that are found by the Department to be duplicative or
22 unnecessary; and

23 (3) the reports that are required by the General Assembly to be
24 submitted by the Department.

25 (b) In conducting the review required by subsection (a) of this section, the
26 Department shall ensure that the health care needs of the citizens of the State are
27 considered and maintained.

28 (c) The review of the Department required under subsection (a) of this
29 section does not include a review of the health occupations boards under the
30 jurisdiction of the Department.

1 ~~(e)~~ (d) On or before December 1, 2008, the Department shall report, in
2 accordance with § 2-1246 of the State Government Article, to the Governor and
3 General Assembly on the review required under subsection (a) of this section, and
4 shall include in the report:

5 (1) a description of the boards, commissions, councils, and committees
6 operated by the Department or that otherwise involve the Department;

7 (2) a list of the reports required by the General Assembly to be
8 submitted by the Department; and

9 (3) legislative and administrative recommendations for the
10 streamlining and consolidation of duplicative or unnecessary boards, commissions,
11 councils, committees, and legislative reports including the justification for the
12 recommendations.

13 ~~SECTION 3. AND BE IT FURTHER ENACTED, That the publisher of the~~
14 ~~Annotated Code of Maryland, in consultation with and subject to the approval of the~~
15 ~~Department of Legislative Services, shall correct, with no further action required by~~
16 ~~the General Assembly, terminology rendered incorrect by this Act or by any other Act~~
17 ~~of the General Assembly of 2008 that affects provisions enacted by this Act. The~~
18 ~~publisher shall adequately describe any such correction in an editor's note following~~
19 ~~the section affected.~~

20 ~~SECTION 4. AND BE IT FURTHER ENACTED, That letterhead, business~~
21 ~~cards, and other documents reflecting the renaming of the Department of Health and~~
22 ~~Mental Hygiene to be the Department of Health may not be used until all letterhead,~~
23 ~~business cards, and other documents already in print and reflecting the name of the~~
24 ~~Department before the effective date of this Act have been used.~~

25 SECTION ~~5~~ 2. AND BE IT FURTHER ENACTED, That this Act shall take
26 effect October 1, 2008.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.