

SENATE BILL 790

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3lr2405

By: **Senator Manno**

Introduced and read first time: February 1, 2013

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Health and Mental Hygiene – Advance Directive Registry –**
3 **Fee and Date of Operation**

4 FOR the purpose of requiring the Secretary of Health and Mental Hygiene to set a
5 certain fee, by regulation, for certain services of the Advance Directive Registry;
6 requiring the Department of Health and Mental Hygiene to take the steps
7 necessary to make the Registry operational by a certain date; and generally
8 relating to the Advance Directive Registry in the Department of Health and
9 Mental Hygiene.

10 BY repealing and reenacting, without amendments,
11 Article – Health – General
12 Section 5–620
13 Annotated Code of Maryland
14 (2009 Replacement Volume and 2012 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article – Health – General
17 Section 5–622
18 Annotated Code of Maryland
19 (2009 Replacement Volume and 2012 Supplement)

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

22 **Article – Health – General**

23 5–620.

24 There is an Advance Directive Registry in the Department.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 5-622.

2 (a) (1) The Secretary [may] **SHALL**, by regulation, set a fee for any
3 service of the Registry, including an initial fee to utilize the services of the Registry
4 and renewal fees.

5 (2) The fees set by the Secretary may not, in the aggregate, exceed the
6 Department's costs to establish and operate the Registry.

7 (b) (1) The Department may, by contract, obtain from any person services
8 related to the establishment and operation of the Registry.

9 (2) Notwithstanding any contract in accordance with paragraph (1) of
10 this subsection, the Department is responsible for the Registry.

11 (c) The Department shall carry out appropriate educational and outreach
12 efforts to increase public awareness of the Registry.

13 SECTION 2. AND BE IT FURTHER ENACTED, That the Department of
14 Health and Mental Hygiene shall take all the steps necessary to make the Advance
15 Directive Registry established under Title 5, Subtitle 6, Part II of the Health –
16 General Article operational on or before October 1, 2014.

17 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2013.