

HOUSE BILL 1517

J1, O4

(8lr3516)

ENROLLED BILL

— Health and Government Operations/Finance —

Introduced by ~~Delegates Sample-Hughes, Angel, Barron, and Pena-Melnyk~~
Pena-Melnyk, Pendergrass, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke,
Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Platt, Rosenberg,
Saab, Szeliga, West, and K. Young

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Behavioral Health Services and Voluntary Placement Agreements – Children**
3 **and Young Adults – Reports**

4 FOR the purpose of requiring the Director of the Behavioral Health Administration to
5 prepare a certain annual report on behavioral health services for children and young
6 adults in the State; requiring the Director to provide a certain report to the Governor
7 and the General Assembly on or before a certain date each year; requiring the Social
8 Services Administration in the Department of Human Services to prepare a certain
9 annual report; requiring the Social Services Administration to provide a certain
10 report to the Governor and General Assembly on or before a certain date each year;
11 and generally relating to behavioral health services and voluntary placement
12 agreements for children and young adults.

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.

Italics indicate opposite chamber/conference committee amendments.



1 BY adding to
2 Article – Health – General
3 Section 7.5–208
4 Annotated Code of Maryland
5 (2015 Replacement Volume and 2017 Supplement)

6 BY adding to
7 Article – Family Law
8 Section 5–505.1
9 Annotated Code of Maryland
10 (2012 Replacement Volume and 2017 Supplement)

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

13 **Article – Health – General**

14 **7.5–208.**

15 (A) IN CONSULTATION WITH INTERESTED STAKEHOLDERS, THE DIRECTOR
16 SHALL PREPARE AN ANNUAL REPORT ON BEHAVIORAL HEALTH SERVICES FOR
17 CHILDREN AND YOUNG ADULTS IN THE STATE.

18 (B) THE REPORT SHALL INCLUDE:

19 (1) THE NUMBER AND THE PERCENTAGE OF CHILDREN AND YOUNG
20 ADULTS WHO, DURING THE REPORTED YEAR:

21 (I) WERE ELIGIBLE FOR PUBLIC BEHAVIORAL HEALTH
22 SERVICES; AND

23 (II) USED A PUBLIC BEHAVIORAL HEALTH SERVICE,
24 INCLUDING:

25 1. AN INPATIENT SERVICE;

26 2. AN EMERGENCY ROOM SERVICE;

27 3. A RESIDENTIAL TREATMENT CENTER SERVICE; AND

28 4. AN INTENSIVE PUBLIC BEHAVIORAL HEALTH
29 SERVICE, INCLUDING TARGETED OR MENTAL HEALTH CASE MANAGEMENT
30 SERVICES, RESPITE CARE SERVICES, SERVICES PROVIDED UNDER § 1915(I) OF THE
31 SOCIAL SECURITY ACT, AND PSYCHIATRIC REHABILITATION SERVICES;

1 **(2) THE TOTAL EXPENDITURE AND EXPENDITURE PER CHILD AND**
2 **YOUNG ADULT USING A PUBLIC BEHAVIORAL HEALTH SERVICE, INCLUDING:**

3 **(I) AN INPATIENT SERVICE;**

4 **(II) AN EMERGENCY ROOM SERVICE;**

5 **(III) A RESIDENTIAL TREATMENT CENTER SERVICE; AND**

6 **(IV) AN INTENSIVE COMMUNITY SERVICE.**

7 **(3) THE TOTAL COST PER CHILD OR YOUNG ADULT FOR ALL**
8 **BEHAVIORAL HEALTH SERVICES PROVIDED TO THE CHILD OR YOUNG ADULT;**

9 **(4) THE TOTAL EXPENDITURE AND EXPENDITURE PER CHILD AND**
10 **YOUNG ADULT FOR:**

11 **(I) TARGETED CASE MANAGEMENT SERVICES;**

12 **(II) RESPITE CARE SERVICES;**

13 **(III) SERVICES PROVIDED THROUGH A PLAN UNDER § 1915(I) OF**
14 **THE SOCIAL SECURITY ACT; AND**

15 **(IV) PSYCHIATRIC REHABILITATION SERVICES;**

16 **(5) THE AVERAGE LENGTH OF TIME CHILDREN AND YOUNG ADULTS**
17 **SPENT:**

18 **(I) IN THE HOSPITAL EMERGENCY ROOM PENDING**
19 **PSYCHIATRIC ~~IN-PATIENT~~ INPATIENT HOSPITALIZATION; AND**

20 **(II) WAITING FOR PLACEMENT IN A RESIDENTIAL TREATMENT**
21 **CENTER FROM THE DATE OF THE REFERRAL TO THE DATE OF THE PLACEMENT;**

22 **(6) THE NUMBER OF CHILDREN AND YOUNG ADULTS WHO WERE**
23 **READMITTED FOR A 30-DAY ADMISSION AT:**

24 **(I) THE SAME HOSPITAL;**

25 **(II) THE SAME RESIDENTIAL TREATMENT CENTER; OR**

1 (III) ANY OTHER HOSPITAL OR RESIDENTIAL TREATMENT
2 CENTER;

3 ~~(6)~~ (7) THE AVERAGE LENGTH OF STAY FOR CHILDREN AND YOUNG
4 ADULTS AT:

5 (I) A RESIDENTIAL TREATMENT CENTER; AND

6 (II) A PSYCHIATRIC UNIT AT A HOSPITAL; AND

7 ~~(7)~~ (8) FOR RESIDENTIAL TREATMENT CENTERS:

8 (I) THE TOTAL NUMBER OF CHILDREN AND YOUNG ADULTS
9 DISCHARGED; AND

10 (II) THE NUMBER OF RESIDENTS AT THE END OF THE YEAR WHO
11 ARE CHILDREN OR YOUNG ADULTS.

12 (C) THE REPORT SHALL GROUP THE INFORMATION REQUIRED UNDER
13 SUBSECTION (B) OF THIS SECTION BY JURISDICTION AND BY THE FOLLOWING AGE
14 GROUPS:

15 (1) BIRTH THROUGH ~~12~~ 6 YEARS OLD;

16 (2) 7 THROUGH 12 YEARS OLD;

17 (3) 13 THROUGH 17 YEARS OLD;

18 ~~(3)~~ (4) 18 THROUGH 21 YEARS OLD; AND

19 ~~(4)~~ (5) 22 THROUGH 25 YEARS OLD.

20 (D) ON OR BEFORE DECEMBER 1 EACH YEAR, THE DIRECTOR SHALL
21 SUBMIT THE REPORT REQUIRED UNDER THIS SECTION TO THE GOVERNOR AND, IN
22 ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL
23 ASSEMBLY.

24 Article – Family Law

25 5-505.1.

26 (A) IN CONSULTATION WITH INTERESTED STAKEHOLDERS, THE
27 ADMINISTRATION SHALL PREPARE AN ANNUAL REPORT ON VOLUNTARY
28 PLACEMENT AGREEMENTS FOR CHILDREN AND YOUNG ADULTS IN THE STATE.

1 (B) THE REPORT SHALL INCLUDE:

2 (1) THE TOTAL NUMBER OF VOLUNTARY PLACEMENT AGREEMENTS
3 THAT WERE:

4 ~~(1) (I) APPROVED FOR GROUP PLACEMENTS AND FAMILY~~
5 ~~THERAPEUTIC TREATMENTS;~~

6 ~~(2) (II) DENIED; AND~~

7 ~~(3) (III) REQUESTED FOR BEHAVIORAL HEALTH REASONS,~~
8 ~~EXCLUDING INCLUDING VOLUNTARY PLACEMENT AGREEMENTS THAT WERE~~
9 ~~REQUESTED FOR CHILDREN WITH A DEVELOPMENTAL DISABILITY WHO ARE NOT~~
10 ~~ALSO DIAGNOSED WITH A BEHAVIORAL HEALTH DISORDER;~~

11 (2) THE REASON FOR ANY DENIALS; AND

12 (3) FOR VOLUNTARY PLACEMENT AGREEMENTS THAT WERE
13 APPROVED, THE TYPE OF INITIAL PLACEMENT, INCLUDING:

14 (I) RESIDENTIAL TREATMENT CENTER;

15 (II) GROUP HOME PLACEMENT;

16 (III) THERAPEUTIC GROUP HOME;

17 (IV) DIAGNOSTIC PLACEMENT;

18 (V) THERAPEUTIC FOSTER HOME; AND

19 (VI) ANY OTHER TYPE OF PLACEMENT.

20 (C) THE REPORT SHALL GROUP THE INFORMATION REQUIRED UNDER
21 SUBSECTION (B) OF THIS SECTION BY THE FOLLOWING REGIONS:

22 (1) BALTIMORE REGION, CONSISTING OF BALTIMORE CITY,
23 BALTIMORE COUNTY, AND HARFORD COUNTY;

24 (2) EASTERN SHORE, CONSISTING OF CAROLINE COUNTY, CECIL
25 COUNTY, DORCHESTER COUNTY, KENT COUNTY, QUEEN ANNE'S COUNTY,
26 SOMERSET COUNTY, TALBOT COUNTY, WICOMICO COUNTY, AND WORCESTER
27 COUNTY;

1 **(3) METRO REGION, CONSISTING OF HOWARD COUNTY,**
2 **MONTGOMERY COUNTY, AND PRINCE GEORGE’S COUNTY;**

3 **(4) SOUTHERN MARYLAND, CONSISTING OF ANNE ARUNDEL**
4 **COUNTY, CALVERT COUNTY, CHARLES COUNTY, AND ST. MARY’S COUNTY; AND**

5 **(5) WESTERN MARYLAND, CONSISTING OF ALLEGANY COUNTY,**
6 **CARROLL COUNTY, FREDERICK COUNTY, GARRETT COUNTY, AND WASHINGTON**
7 **COUNTY.**

8 **(D) ON OR BEFORE DECEMBER 1 EACH YEAR, THE ADMINISTRATION SHALL**
9 **SUBMIT THE REPORT REQUIRED UNDER THIS SECTION TO THE GOVERNOR AND, IN**
10 **ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL**
11 **ASSEMBLY.**

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
13 1, 2018.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.