

# HOUSE BILL 1517

J1, O4

8lr3516  
CF SB 977

---

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

Introduced and read first time: February 9, 2018  
Assigned to: Health and Government Operations

---

Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 13, 2018

---

## 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.

13 BY adding to  
14 Article – Health – General  
15 Section 7.5–208  
16 Annotated Code of Maryland  
17 (2015 Replacement Volume and 2017 Supplement)

18 BY adding to  
19 Article – Family Law  
20 Section 5–505.1

---

### 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 Annotated Code of Maryland  
2 (2012 Replacement Volume and 2017 Supplement)

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

5 **Article – Health – General**

6 **7.5–208.**

7 **(A) IN CONSULTATION WITH INTERESTED STAKEHOLDERS, THE DIRECTOR**  
8 **SHALL PREPARE AN ANNUAL REPORT ON BEHAVIORAL HEALTH SERVICES FOR**  
9 **CHILDREN AND YOUNG ADULTS IN THE STATE.**

10 **(B) THE REPORT SHALL INCLUDE:**

11 **(1) THE NUMBER AND THE PERCENTAGE OF CHILDREN AND YOUNG**  
12 **ADULTS WHO, DURING THE REPORTED YEAR:**

13 **(I) WERE ELIGIBLE FOR PUBLIC BEHAVIORAL HEALTH**  
14 **SERVICES; AND**

15 **(II) USED A PUBLIC BEHAVIORAL HEALTH SERVICE,**  
16 **INCLUDING:**

17 **1. AN INPATIENT SERVICE;**

18 **2. AN EMERGENCY ROOM SERVICE;**

19 **3. A RESIDENTIAL TREATMENT CENTER SERVICE; AND**

20 **4. AN INTENSIVE PUBLIC BEHAVIORAL HEALTH**  
21 **SERVICE, INCLUDING TARGETED OR MENTAL HEALTH CASE MANAGEMENT**  
22 **SERVICES, RESPITE CARE SERVICES, SERVICES PROVIDED UNDER § 1915(I) OF THE**  
23 **SOCIAL SECURITY ACT, AND PSYCHIATRIC REHABILITATION SERVICES;**

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

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

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

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

1 (IV) AN INTENSIVE COMMUNITY SERVICE.

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

4 (4) THE TOTAL EXPENDITURE AND EXPENDITURE PER CHILD AND  
5 YOUNG ADULT FOR:

6 (I) TARGETED CASE MANAGEMENT SERVICES;

7 (II) RESPITE CARE SERVICES;

8 (III) SERVICES PROVIDED THROUGH A PLAN UNDER § 1915(I) OF  
9 THE SOCIAL SECURITY ACT; AND

10 (IV) PSYCHIATRIC REHABILITATION SERVICES;

11 (5) THE AVERAGE LENGTH OF TIME CHILDREN AND YOUNG ADULTS  
12 SPENT:

13 (I) IN THE HOSPITAL EMERGENCY ROOM PENDING  
14 PSYCHIATRIC IN-PATIENT HOSPITALIZATION; AND

15 (II) WAITING FOR PLACEMENT IN A RESIDENTIAL TREATMENT  
16 CENTER FROM THE DATE OF THE REFERRAL TO THE DATE OF THE PLACEMENT;

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

19 (I) THE SAME HOSPITAL;

20 (II) THE SAME RESIDENTIAL TREATMENT CENTER; OR

21 (III) ANY OTHER HOSPITAL OR RESIDENTIAL TREATMENT  
22 CENTER;

23 ~~(6)~~ (7) THE AVERAGE LENGTH OF STAY FOR CHILDREN AND YOUNG  
24 ADULTS AT:

25 (I) A RESIDENTIAL TREATMENT CENTER; AND

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

27 ~~(7)~~ (8) FOR RESIDENTIAL TREATMENT CENTERS:

1 (I) THE TOTAL NUMBER OF CHILDREN AND YOUNG ADULTS  
2 DISCHARGED; AND

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

5 (C) THE REPORT SHALL GROUP THE INFORMATION REQUIRED UNDER  
6 SUBSECTION (B) OF THIS SECTION BY JURISDICTION AND BY THE FOLLOWING AGE  
7 GROUPS:

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

9 (2) 7 THROUGH 12 YEARS OLD;

10 (3) 13 THROUGH 17 YEARS OLD;

11 ~~(3)~~ (4) 18 THROUGH 21 YEARS OLD; AND

12 ~~(4)~~ (5) 22 THROUGH 25 YEARS OLD.

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

17 Article – Family Law

18 5-505.1.

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

22 (B) THE REPORT SHALL INCLUDE:

23 (1) THE TOTAL NUMBER OF VOLUNTARY PLACEMENT AGREEMENTS  
24 THAT WERE:

25 ~~(1)~~ (1) APPROVED ~~FOR GROUP PLACEMENTS AND FAMILY~~  
26 ~~THERAPEUTIC TREATMENTS;~~

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

28 ~~(3)~~ (III) REQUESTED FOR BEHAVIORAL HEALTH REASONS,  
29 EXCLUDING VOLUNTARY PLACEMENT AGREEMENTS THAT WERE REQUESTED FOR

1 CHILDREN WITH A DEVELOPMENTAL DISABILITY WHO ARE NOT ALSO DIAGNOSED  
2 WITH A BEHAVIORAL HEALTH DISORDER;

3 (2) THE REASON FOR ANY DENIALS; AND

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

6 (I) RESIDENTIAL TREATMENT CENTER;

7 (II) GROUP HOME PLACEMENT;

8 (III) THERAPEUTIC GROUP HOME;

9 (IV) DIAGNOSTIC PLACEMENT;

10 (V) THERAPEUTIC FOSTER HOME; AND

11 (VI) ANY OTHER TYPE OF PLACEMENT.

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

14 (1) BALTIMORE REGION, CONSISTING OF BALTIMORE CITY,  
15 BALTIMORE COUNTY, AND HARFORD COUNTY;

16 (2) EASTERN SHORE, CONSISTING OF CAROLINE COUNTY, CECIL  
17 COUNTY, DORCHESTER COUNTY, KENT COUNTY, QUEEN ANNE'S COUNTY,  
18 SOMERSET COUNTY, TALBOT COUNTY, WICOMICO COUNTY, AND WORCESTER  
19 COUNTY;

20 (3) METRO REGION, CONSISTING OF HOWARD COUNTY,  
21 MONTGOMERY COUNTY, AND PRINCE GEORGE'S COUNTY;

22 (4) SOUTHERN MARYLAND, CONSISTING OF ANNE ARUNDEL  
23 COUNTY, CALVERT COUNTY, CHARLES COUNTY, AND ST. MARY'S COUNTY; AND

24 (5) WESTERN MARYLAND, CONSISTING OF ALLEGANY COUNTY,  
25 CARROLL COUNTY, FREDERICK COUNTY, GARRETT COUNTY, AND WASHINGTON  
26 COUNTY.

27 (D) ON OR BEFORE DECEMBER 1 EACH YEAR, THE ADMINISTRATION SHALL  
28 SUBMIT THE REPORT REQUIRED UNDER THIS SECTION TO THE GOVERNOR AND, IN

1 ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL  
2 ASSEMBLY.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
4 1, 2018.

Approved:

---

Governor.

---

Speaker of the House of Delegates.

---

President of the Senate.