HOUSE BILL 1387

J1, J2 0lr1803

By: Delegates McComas, Chisholm, Ciliberti, Lierman, Rosenberg, and Shoemaker

Introduced and read first time: February 7, 2020 Assigned to: Health and Government Operations

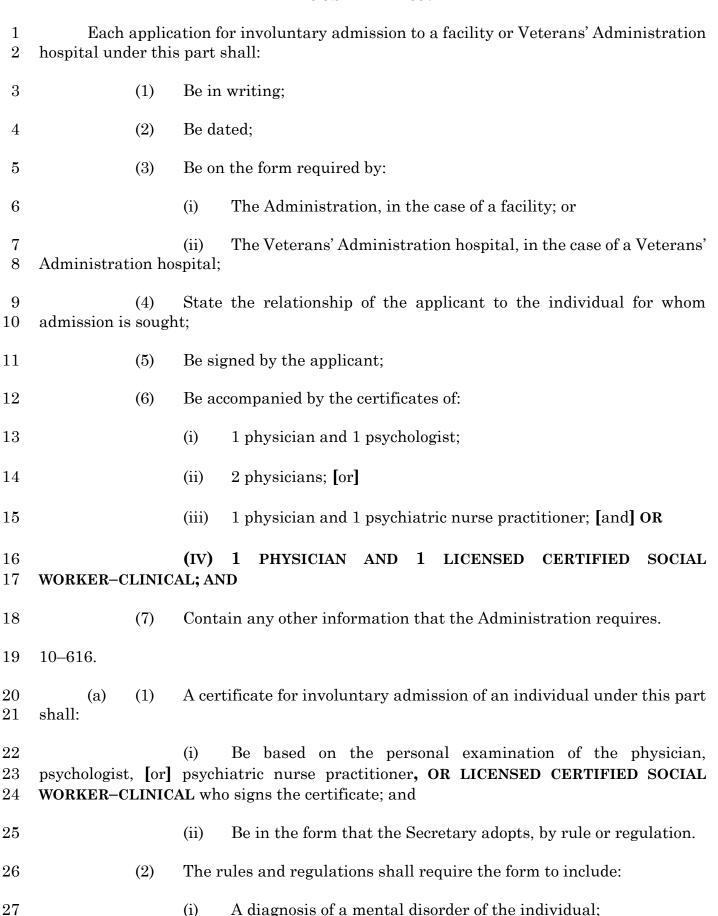
A BILL ENTITLED

4	A TAT	AOD	•
1	AN	ACT	concerning

Certificates for Involuntary Admission – Licensed Certified Social Worker–Clinical

4 FOR the purpose of altering a requirement that a certain certificate accompany an 5 application for involuntary admission to certain facilities by providing that the 6 certificate may be of a physician and a licensed certified social worker-clinical; 7 altering certain provisions of law related to certificates for involuntary admission to 8 certain facilities to prohibit the certificate from being used for an admission if a 9 certain licensed certified social worker-clinical has a certain interest in a certain 10 facility or a certain relationship to a certain individual; altering certain provisions of 11 law related to individuals certified for involuntary admission to require the 12 Maryland Department of Health to receive and evaluate a certain individual within 13 a certain time after receiving a certain notification from a licensed certified social 14 worker-clinical under certain circumstances; making a conforming change; and 15 generally relating to certificates for involuntary admission to facilities and licensed 16 certified social workers—clinical.

- 17 BY repealing and reenacting, with amendments,
- 18 Article Health General
- 19 Section 10–615, 10–616, and 10–619
- 20 Annotated Code of Maryland
- 21 (2019 Replacement Volume)
- 22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 23 That the Laws of Maryland read as follows:
- 24 Article Health General
- 25 10–615.



$\frac{1}{2}$	* *	an opinion that the individual needs inpatient care or treatment;		
3 4	` '	an opinion that admission to a facility or Veterans' needed for the protection of the individual or another.		
5 6	(b) A certificate may not be used for admission if the examination on which the certificate is made was done:			
7	7 (1) More th	an 1 week before the certificate is signed; or		
8	` ,	nan 30 days before the facility or the Veterans' Administration ation for admission.		
$egin{array}{c} 10 \\ 11 \\ 2 \end{array}$	1 [or] psychiatric nurse	•		
13 14 15	4 proprietary facility and ad	financial interest, through ownership or compensation, in a mission to that proprietary facility is sought for the individual fied; or		
6	6 (2) Is relat	ed, by blood or marriage, to the individual or to the applicant.		
17	7 10–619.			
18 19 20 21 22	Within 12 hours after notification by a physician, licensed psychologist, [or] psychiatric nurse practitioner, OR LICENSED CERTIFIED SOCIAL WORKER-CLINICAL who has certified an individual under this part, a facility operated by the Maryland Department of Health shall receive and evaluate the individual certified for involuntary admission if:			
23 24	. ,	lividual's involuntary admission is not limited by $\S 10-617$ of		
25	5 (2) An app	lication for admission has been completed;		
26 27 28	7 OR LICENSED CERTIFIED	ying physician, psychologist, [or] psychiatric nurse practitioner, SOCIAL WORKER-CLINICAL is unable to place the individual the Department; and		

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect

(4)

other than in a facility operated by the Department.

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The Department is unable to provide for the placement of the person

October 1, 2020.