

Bill No. 9-23
Concerning: Alcohol and Other Drug Abuse Advisory Council - Rename
Revised: March 28, 2023 Draft No. 1
Introduced: February 14, 2023
Enacted: March 28, 2023
Executive: April 10, 2023
Effective: July 10, 2023
Ch. 12, Laws of Mont. Co. 2023

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

AN ACT to:

- (1) rename the Alcohol and Other Drug Abuse Advisory Council to reduce the stigma associated with the word abuse;
- (2) replace the word abuse with addiction to better reflect the need to provide access and support for persons afflicted with addictions; and
- (3) generally amend the laws regarding alcohol and other drugs.

By amending

Montgomery County Code
Chapter 2, Administration
Section 2-42A

Montgomery County Code
Chapter 13, Detention Centers and Rehabilitation Facilities
Section 13-15

Montgomery County Code
Chapter 24, Health and Sanitation
Articles V and VII, Sections 24-41, 24-43 and 24-59

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 **Sec. 1. Sections 2-42A, 13-15, 24-41, 24-43 and 24-59 are amended as**
2 **follows:**

3 **Sec. 2-42A. Functions, powers, and duties.**

4 (a) *Generally.* The Department is responsible for providing a single
5 integrated system for the provision of health and human services with
6 other public and private agencies that provide health and human services
7 in the County. Department services are supportive services that provide
8 the basic necessities, such as food, clothing, and shelter to people, and
9 those services that directly serve and protect the health, mental health,
10 economic well-being, and social functioning of individuals and families.
11 The Department administers programs and provides services in the areas
12 of:

13 * * *

14 (d) *Duties of the Department.*

15 * * *

16 (3) The Department provides staff support to:

17 * * *

18 (F) the Alcohol and Other Drug [Abuse]Addiction Advisory
19 Council;

20 * * *

21 **Sec. 13-15. Selection and assignment procedure.**

22 * * *

23 (d) The Program Administrator must develop a standardized method of
24 screening individuals for the Program. The Program Administrator may
25 consider the following factors:

26 * * *

27 (vii) the inmate’s history of alcohol or drug [abuse]addiction;

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ARTICLE V. ALCOHOL AND OTHER DRUG [ABUSE]ADDICTION
ADVISORY COUNCIL.

Sec. 24-41. Members; appointment.

- (a) *Members.* The County Executive must appoint, subject to confirmation by the County Council, an Alcohol and Other Drug [Abuse]Addiction Advisory Council. The Council consists of 16 voting members and 9 nonvoting members.
- (b) *Voting members.* The County Executive should appoint the voting members so that they include:
 - (1) 4 members of the general public that reflect the geographic diversity of the County;
 - (2) an individual who is recovering from alcoholism or other drug [abuse]addiction;
 - (3) a professional who treats alcoholism or other drug [abuse]addiction;
 - (4) a professional who provides care to prevent alcoholism or other drug [abuse]addiction;
 - (5) a person of high school age or younger;
 - (6) a person who represents the multi-cultural diversity of the County;
 - (7) a practicing physician;
 - (8) a pharmacist;
 - (9) a relative of an individual who is receiving care for alcoholism or other drug [abuse]addiction; and
 - (10) a member of:
 - (A) the clergy;
 - (B) the legal profession;

- 55 (C) the County parent-teachers associations; and
- 56 (D) the business community.

57 * * *

58 **Sec. 24-43. Duties of the Council.**

59 The Council must:

- 60 (a) identify local alcohol and other drug [abuse]addiction program needs,
- 61 after receiving the advice of the Director of the Department of Health and
- 62 Human Services by June 1 of each year;
- 63 (b) review the state alcohol and other drug [abuse]addiction plan;
- 64 (c) assist in the development of an annual County alcohol and other drug
- 65 [abuse]addiction plan;
- 66 (d) recommend appropriate allocation of funds to support alcohol and other
- 67 drug [abuse]addiction programs after considering other available funding
- 68 sources;
- 69 (e) promote alcohol and other drug [abuse]addiction programs;
- 70 (f) conduct or participate in one or more public forums each year concerning
- 71 alcoholism and other drug [abuse]addiction; and
- 72 (g) issue an annual report to the County Executive, County Council, and
- 73 Director of the Department of Health and Human Services by October 1
- 74 of each year. The report must:
 - 75 (1) evaluate the progress of local alcohol and other drug
 - 76 [abuse]addiction programs;
 - 77 (2) identify actions needed to improve local alcohol and other drug
 - 78 [abuse]addiction programs; and
 - 79 (3) outline goals of the Council for the following year.

80 **ARTICLE VII. VICTIM SERVICES ADVISORY BOARD.**

81 * * *

82 **Sec. 24-59. Duties of the Board.**

83 (a) With the advice and assistance of the Department of Health and Human
84 Services, the Board must:

85 * * *

86 (8) Facilitate communication with the Alcohol and Other Drug
87 [Abuse]Addiction Advisory Council and the Mental Health
88 Advisory Committee by sharing minutes with those committees.

