

# HOUSE BILL 1509

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CF SB 586

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By: **Delegate Hixson**

Introduced and read first time: February 15, 2016

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Department of Health and Mental Hygiene – Regional Institutes for Children**  
3 **and Adolescents – Report Before Closure**

4 FOR the purpose of requiring the Department of Health and Mental Hygiene to submit a  
5 certain report to the Governor and certain legislative committees before a regional  
6 institute for children and adolescents may be closed; requiring the report to address  
7 certain items; requiring the legislative committees to have a certain period of time  
8 to review and comment on the report; and generally relating to regional institutes  
9 for children and adolescents in the Department of Health and Mental Hygiene.

10 BY repealing and reenacting, with amendments,  
11 Article – Health – General  
12 Section 10–406  
13 Annotated Code of Maryland  
14 (2015 Replacement Volume)

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

17 **Article – Health – General**

18 10–406.

19 (a) The following State facilities shall be maintained under the direction of the  
20 Administration:

21 (1) Clifton T. Perkins Hospital Center;

22 (2) Eastern Shore Hospital Center;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) Regional Institutes for Children and Adolescents — Baltimore and  
2 Rockville;

3 (4) Springfield Hospital Center;

4 (5) Spring Grove Hospital Center; and

5 (6) Thomas B. Finan Hospital Center.

6 (b) As a facility is built or transferred to the Administration, the facility may be  
7 made a State facility.

8 (c) (1) By January 1, 1985, the Department shall adopt rules and regulations  
9 for admission to all Regional Institutes for Children and Adolescents in cooperation with  
10 representatives from the advisory committees of the Regional Institutes for Children and  
11 Adolescents, the mental health advisory committees in each region, the local education  
12 agencies, and the Mental Health Association of Maryland.

13 (2) In determining these rules and regulations, the Department shall  
14 provide that no bona fide candidate for admission may be rejected solely because of  
15 residence outside the regular catchment area served by the institution.

16 (3) In determining these rules and regulations, the Department shall  
17 provide that candidates for admission who reside in the regular catchment area served by  
18 the institution shall be granted priority in admissions to the institution.

19 (d) (1) Beginning in fiscal year 2007, the Department may not bill a local board  
20 of education for any services provided by the State at a regional institute for children and  
21 adolescents.

22 (2) Notwithstanding paragraph (1) of this subsection:

23 (i) Beginning in fiscal year 2007, the Department shall continue to  
24 provide the same scope of services at regional institutes for children and adolescents that  
25 were provided as of January 1, 2005; and

26 (ii) A local board of education may make a contribution toward the  
27 cost of services provided by the State at a regional institute for children and adolescents.

28 **(E) (1) BEFORE A REGIONAL INSTITUTE FOR CHILDREN AND**  
29 **ADOLESCENTS MAY BE CLOSED, THE DEPARTMENT SHALL SUBMIT A REPORT TO**  
30 **THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT**  
31 **ARTICLE, THE SENATE FINANCE COMMITTEE, THE SENATE BUDGET AND TAXATION**  
32 **COMMITTEE, THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE,**  
33 **AND THE HOUSE APPROPRIATIONS COMMITTEE, JUSTIFYING THE CLOSURE.**

1           **(2) THE REPORT SHALL ADDRESS:**

2                   **(I) THE REASONS FOR THE CLOSURE;**

3                   **(II) THE PLAN FOR SERVING THE REGIONAL INSTITUTE FOR**  
4 **CHILDREN AND ADOLESCENTS TARGET POPULATION AFTER THE CLOSURE;**

5                   **(III) THE BUDGETARY SAVINGS ANTICIPATED FROM THE**  
6 **CLOSURE COMPARED TO THE COSTS ASSOCIATED WITH SERVING THE REGIONAL**  
7 **INSTITUTE FOR CHILDREN AND ADOLESCENTS TARGET POPULATION IN OTHER**  
8 **SETTINGS;**

9                   **(IV) THE PLAN FOR ASSISTING STATE EMPLOYEES DISPLACED**  
10 **BY THE CLOSURE IN FINDING OTHER EMPLOYMENT; AND**

11                   **(V) THE PLAN FOR THE REGIONAL INSTITUTE FOR CHILDREN**  
12 **AND ADOLESCENTS FACILITY.**

13           **(3) THE COMMITTEES SHALL HAVE 60 DAYS TO REVIEW AND**  
14 **COMMENT ON THE REPORT.**

15           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
16 1, 2016.