

# HOUSE BILL 189

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HB 908/16 – HGO

7lr1242

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By: **Delegates Morhaim, Afzali, Barve, Brooks, Healey, Hixson, Impallaria, Jameson, Lafferty, Lam, McDonough, Pena–Melnyk, Sanchez, Stein, West, K. Young, and P. Young**

Introduced and read first time: January 19, 2017

Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Hospitals – Substance Use Treatment Demonstration Program – Requirements**

3 FOR the purpose of authorizing a certain number of hospitals in the State to participate in  
4 a substance use treatment demonstration program; providing for the purpose of the  
5 demonstration program; requiring each hospital in the demonstration program to  
6 operate a certain substance use treatment program or ensure that certain substance  
7 use treatment services are made available; requiring a hospital seeking to  
8 participate in the demonstration program to apply to the Health Services Cost  
9 Review Commission; requiring the Commission, or an entity designated by the  
10 Commission, to select demonstration program participants based on a request for  
11 participants and to develop a certain methodology to evaluate the effectiveness of  
12 the demonstration program; providing for a delayed effective date; and generally  
13 relating to a substance use treatment demonstration program in hospitals.

14 BY adding to  
15 Article – Health – General  
16 Section 19–310.3  
17 Annotated Code of Maryland  
18 (2015 Replacement Volume and 2016 Supplement)

19 Preamble

20 WHEREAS, Individuals with substance use problems are seen routinely in hospitals,  
21 especially in emergency departments, for a variety of somatic, psychological, and substance  
22 use–related medical and surgical issues; and

23 WHEREAS, Hospitals are open 24 hours a day and 7 days a week, are often on public  
24 transportation routes, are situated throughout the State in known locations, have safety  
25 and security systems, and are accountable for quality and fiscal reviews; and

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 WHEREAS, Initiating treatment for individuals with substance use problems is best  
2 done in the moment and without delay; and

3 WHEREAS, Getting individuals with substance use problems into treatment  
4 programs has been shown to be very cost-effective, both in reducing health care costs and  
5 societal costs; and

6 WHEREAS, Treatment on demand and at need is essential to get individuals with  
7 substance use problems into treatment; now, therefore,

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

10 **Article – Health – General**

11 **19-310.3.**

12 **(A) UP TO FIVE HOSPITALS IN THE STATE MAY PARTICIPATE IN A**  
13 **SUBSTANCE USE TREATMENT DEMONSTRATION PROGRAM.**

14 **(B) THE PURPOSE OF THE DEMONSTRATION PROGRAM IS TO IDENTIFY BEST**  
15 **PRACTICES TO:**

16 **(1) IDENTIFY PATIENTS WHO MAY BE IN NEED OF SUBSTANCE USE**  
17 **TREATMENT; AND**

18 **(2) (I) SCREEN THE PATIENTS USING A STANDARDIZED PROCESS**  
19 **AND SCREENING TOOL; AND**

20 **(II) REFER THE PATIENTS WHO ARE IN NEED OF SUBSTANCE**  
21 **USE TREATMENT TO APPROPRIATE HEALTH CARE AND SUPPORT SERVICES.**

22 **(C) EACH HOSPITAL IN THE DEMONSTRATION PROGRAM SHALL:**

23 **(1) OPERATE AN INPATIENT AND OUTPATIENT SUBSTANCE USE**  
24 **TREATMENT PROGRAM; OR**

25 **(2) ENSURE THAT INPATIENT AND OUTPATIENT SUBSTANCE USE**  
26 **TREATMENT SERVICES ARE MADE AVAILABLE.**

27 **(D) INPATIENT AND OUTPATIENT SUBSTANCE USE TREATMENT SERVICES**  
28 **PROVIDED THROUGH THE DEMONSTRATION PROGRAM SHALL INCLUDE:**

1           **(1) SUBSTANCE USE COUNSELING 24 HOURS A DAY AND 7 DAYS A**  
2 **WEEK EITHER ON-SITE OR ON-CALL;**

3           **(2) SCREENING, INTERVENTION, AND TREATMENT SERVICES FOR**  
4 **ANY PATIENT IN THE HOSPITAL'S INPATIENT OR OUTPATIENT CARE WHO IS**  
5 **IDENTIFIED TO BE IN NEED OF SUBSTANCE USE TREATMENT; AND**

6           **(3) REFERRAL TO THE NEXT APPROPRIATE LEVEL OF CARE OR**  
7 **RESOURCE.**

8           **(E) A HOSPITAL SEEKING TO PARTICIPATE IN THE DEMONSTRATION**  
9 **PROGRAM ESTABLISHED BY THIS SECTION SHALL APPLY TO THE HEALTH SERVICES**  
10 **COST REVIEW COMMISSION.**

11           **(F) THE HEALTH SERVICES COST REVIEW COMMISSION, OR AN ENTITY**  
12 **AUTHORIZED BY THE COMMISSION, SHALL:**

13                   **(1) SELECT DEMONSTRATION PROGRAM PARTICIPANTS BASED ON A**  
14 **REQUEST FOR PARTICIPANTS; AND**

15                   **(2) DEVELOP A METHODOLOGY TO EVALUATE THE EFFECTIVENESS**  
16 **OF THE DEMONSTRATION PROGRAM, INCLUDING AN ANALYSIS OF THE EFFECT OF**  
17 **THE PROGRAM ON TOTAL COST OF CARE.**

18           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
19 January 1, 2018.