

SENATE BILL 977

J1, O4

8lr3513
CF HB 1517

By: **Senator Klausmeier**

Introduced and read first time: February 5, 2018

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 15, 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

21 Annotated Code of Maryland

22 (2012 Replacement Volume and 2017 Supplement)

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

3 **Article – Health – General**

4 **7.5–208.**

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

8 (B) THE REPORT SHALL INCLUDE:

9 (1) THE NUMBER AND THE PERCENTAGE OF CHILDREN AND YOUNG
10 ADULTS WHO, DURING THE REPORTED YEAR:

11 (I) WERE ELIGIBLE FOR PUBLIC BEHAVIORAL HEALTH
12 SERVICES; AND

13 (II) USED A PUBLIC BEHAVIORAL HEALTH SERVICE,
14 INCLUDING:

15 1. AN INPATIENT SERVICE;

16 2. AN EMERGENCY ROOM SERVICE;

17 3. A RESIDENTIAL TREATMENT CENTER SERVICE; AND

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

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

24 (I) AN INPATIENT SERVICE;

25 (II) AN EMERGENCY ROOM SERVICE;

26 (III) A RESIDENTIAL TREATMENT CENTER SERVICE; AND

27 (IV) AN INTENSIVE COMMUNITY SERVICE.

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

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

5 **(I) TARGETED CASE MANAGEMENT SERVICES;**

6 **(II) RESPITE CARE SERVICES;**

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

9 **(IV) PSYCHIATRIC REHABILITATION SERVICES;**

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

12 **(I) IN THE HOSPITAL EMERGENCY ROOM PENDING**
13 **PSYCHIATRIC INPATIENT HOSPITALIZATION; AND**

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

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

18 **(I) THE SAME HOSPITAL;**

19 **(II) THE SAME RESIDENTIAL TREATMENT CENTER; OR**

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

22 ~~(6)~~ **(7) THE AVERAGE LENGTH OF STAY FOR CHILDREN AND YOUNG**
23 **ADULTS AT:**

24 **(I) A RESIDENTIAL TREATMENT CENTER; AND**

25 **(II) A PSYCHIATRIC UNIT AT A HOSPITAL; AND**

26 ~~(7)~~ **(8) FOR RESIDENTIAL TREATMENT CENTERS:**

27 **(I) THE TOTAL NUMBER OF CHILDREN AND YOUNG ADULTS**
28 **DISCHARGED; AND**

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

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

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

7 (2) 7 THROUGH 12 YEARS OLD;

8 (3) 13 THROUGH 17 YEARS OLD;

9 ~~(3)~~ (4) 18 THROUGH 21 YEARS OLD; AND

10 ~~(4)~~ (5) 22 THROUGH 25 YEARS OLD.

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

15 Article – Family Law

16 5-505.1.

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

20 (B) THE REPORT SHALL INCLUDE:

21 (1) THE TOTAL NUMBER OF VOLUNTARY PLACEMENT AGREEMENTS
22 THAT WERE:

23 ~~(1)~~ (I) APPROVED ~~FOR GROUP PLACEMENTS AND FAMILY~~
24 ~~THERAPEUTIC TREATMENTS;~~

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

26 ~~(3)~~ (III) REQUESTED FOR BEHAVIORAL HEALTH REASONS,
27 INCLUDING VOLUNTARY PLACEMENT AGREEMENTS THAT WERE REQUESTED FOR
28 CHILDREN WITH A DEVELOPMENTAL DISABILITY WHO ARE ALSO DIAGNOSED WITH A
29 BEHAVIORAL HEALTH DISORDER;

1 **(2) THE REASON FOR ANY DENIALS; AND**

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

4 **(I) RESIDENTIAL TREATMENT CENTER;**

5 **(II) GROUP HOME PLACEMENT;**

6 **(III) THERAPEUTIC GROUP HOME;**

7 **(IV) DIAGNOSTIC PLACEMENT;**

8 **(V) THERAPEUTIC FOSTER HOME; AND**

9 **(VI) ANY OTHER TYPE OF PLACEMENT.**

10 **(C) THE REPORT SHALL GROUP THE INFORMATION REQUIRED UNDER**
11 **SUBSECTION (B) OF THIS SECTION BY THE FOLLOWING REGIONS:**

12 **(1) BALTIMORE REGION, CONSISTING OF BALTIMORE CITY,**
13 **BALTIMORE COUNTY, AND HARFORD COUNTY;**

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

18 **(3) METRO REGION, CONSISTING OF HOWARD COUNTY,**
19 **MONTGOMERY COUNTY, AND PRINCE GEORGE'S COUNTY;**

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

22 **(5) WESTERN MARYLAND, CONSISTING OF ALLEGANY COUNTY,**
23 **CARROLL COUNTY, FREDERICK COUNTY, GARRETT COUNTY, AND WASHINGTON**
24 **COUNTY.**

25 **(D) ON OR BEFORE DECEMBER 1 EACH YEAR, THE ADMINISTRATION SHALL**
26 **SUBMIT THE REPORT REQUIRED UNDER THIS SECTION TO THE GOVERNOR AND, IN**
27 **ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL**
28 **ASSEMBLY.**

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.