

HOUSE BILL 396

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5lr1044

By: **Prince George's County Delegation**

Introduced and read first time: January 16, 2025

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Substance Abuse Early Intervention and**
3 **Detoxification Services Fund – Establishment**

4 **PG 407–25**

5 FOR the purpose of establishing the Substance Abuse Early Intervention and
6 Detoxification Services Fund to provide treatment and rehabilitation to students
7 expelled from school in Prince George's County and cover expenses incurred by
8 uninsured or underinsured minors in Prince George's County for treatment services
9 related to the misuse of alcohol and drugs; requiring the Prince George's County
10 Health Department to administer the Fund; authorizing the Maryland Department
11 of Health and the Department of Juvenile Services to refer students who have been
12 expelled from school to a local behavioral health authority in Prince George's County
13 for treatment and rehabilitation related to the misuse of alcohol and drugs; and
14 generally relating to the Substance Abuse Early Intervention and Detoxification
15 Services Fund.

16 BY repealing and reenacting, without amendments,
17 Article – Health – General
18 Section 7.5–101(a) and (k) and 10–1201(a) and (d)
19 Annotated Code of Maryland
20 (2023 Replacement Volume and 2024 Supplement)

21 BY adding to
22 Article – Health – General
23 Section 10–1202.2
24 Annotated Code of Maryland
25 (2023 Replacement Volume and 2024 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – Health – General

7.5–101.

(a) In this title the following words have the meanings indicated.

(k) “Local behavioral health authority” means the designated county or multicounty authority that is responsible for planning, managing, and monitoring publicly funded mental health, substance–related disorder, and addictive disorder services.

10–1201.

(a) In this subtitle the following words have the meanings indicated.

(d) “Local behavioral health authority” has the meaning stated in § 7.5–101 of this article.

10–1202.2.

(A) IN THIS SECTION, “FUND” MEANS THE SUBSTANCE ABUSE EARLY INTERVENTION AND DETOXIFICATION SERVICES FUND.

(B) (1) THERE IS A SUBSTANCE ABUSE EARLY INTERVENTION AND DETOXIFICATION SERVICES FUND.

(2) THE PURPOSE OF THE FUND IS TO:

(I) PROVIDE UP TO 90 DAYS OF TREATMENT AND REHABILITATION BY THE LOCAL BEHAVIORAL HEALTH AUTHORITY FOR THE MISUSE OF ALCOHOL AND DRUGS TO STUDENTS EXPELLED FROM SCHOOL IN PRINCE GEORGE’S COUNTY; AND

(II) WITH ANY REMAINING MONEY IN THE FUND, COVER EXPENSES INCURRED BY UNINSURED OR UNDERINSURED MINORS IN PRINCE GEORGE’S COUNTY FOR TREATMENT AND SERVICES PROVIDED BY THE LOCAL BEHAVIORAL HEALTH AUTHORITY FOR THE MISUSE OF ALCOHOL AND DRUGS.

(3) THE PRINCE GEORGE’S COUNTY HEALTH DEPARTMENT SHALL ADMINISTER THE FUND.

(4) (I) THE FUND IS A SPECIAL CONTINUING, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7–302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

1 **(II) THE STATE TREASURER SHALL HOLD THE FUND**
2 **SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.**

3 **(III) THE COMPTROLLER SHALL SEPARATELY ACCOUNT FOR**
4 **EACH SOURCE FOR THE FUND.**

5 **(5) THE FUND CONSISTS OF:**

6 **(I) MONEY APPROPRIATED IN THE STATE BUDGET TO THE**
7 **FUND UNDER SUBSECTION (C) OF THIS SECTION;**

8 **(II) GIFTS OR GRANTS RECEIVED BY THE PRINCE GEORGE'S**
9 **COUNTY HEALTH DEPARTMENT FOR THE FUND; AND**

10 **(III) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED**
11 **FOR THE BENEFIT OF THE FUND.**

12 **(6) THE FUND MAY BE USED ONLY FOR THE PURPOSES DESCRIBED IN**
13 **PARAGRAPH (2) OF THIS SUBSECTION.**

14 **(7) (I) THE STATE TREASURER SHALL INVEST THE MONEY OF THE**
15 **FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.**

16 **(II) ANY INVESTMENT EARNINGS OF THE FUND SHALL BE**
17 **CREDITED TO THE GENERAL FUND OF THE STATE.**

18 **(8) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN**
19 **ACCORDANCE WITH THE STATE BUDGET.**

20 **(9) ANY UNSPENT STATE APPROPRIATION TO THE FUND SHALL**
21 **REVERT TO THE GENERAL FUND OF THE STATE AT THE END OF THE FISCAL YEAR.**

22 **(10) ON OR BEFORE OCTOBER 1 EACH YEAR, BEGINNING IN 2027, THE**
23 **PRINCE GEORGE'S COUNTY HEALTH DEPARTMENT SHALL SUBMIT TO THE**
24 **GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT**
25 **ARTICLE, AN ANNUAL REPORT OF THE FUND THAT INCLUDES, FOR THE**
26 **IMMEDIATELY PRECEDING FISCAL YEAR:**

27 **(I) AN ACCOUNTING OF ALL FINANCIAL RECEIPTS AND**
28 **EXPENDITURES TO AND FROM THE FUND;**

1 **(II) THE TOTAL NUMBER OF STUDENTS EXPELLED FROM**
2 **SCHOOL IN PRINCE GEORGE’S COUNTY WHOSE TREATMENT OR REHABILITATION**
3 **WAS PAID FOR BY THE FUND, DISAGGREGATED BY DEMOGRAPHIC CATEGORIES;**

4 **(III) THE TOTAL NUMBER OF UNINSURED AND UNDERINSURED**
5 **MINORS REFERRED TO THE LOCAL BEHAVIORAL HEALTH AUTHORITY IN PRINCE**
6 **GEORGE’S COUNTY BY THE DEPARTMENT OR BY THE DEPARTMENT OF JUVENILE**
7 **SERVICES, DISAGGREGATED BY DEMOGRAPHIC CATEGORIES; AND**

8 **(IV) THE TOTAL NUMBER OF UNINSURED AND UNDERINSURED**
9 **MINORS WHO RECEIVED TREATMENT OR SERVICES THAT WERE COVERED BY THE**
10 **FUND, DISAGGREGATED BY DEMOGRAPHIC CATEGORIES.**

11 **(11) THE FUND MAY BE SUBJECT TO AN AUDIT BY THE LEGISLATIVE**
12 **AUDITOR.**

13 **(C) FOR FISCAL YEAR 2027 AND EACH FISCAL YEAR THEREAFTER, THE**
14 **GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF**
15 **\$2,000,000 TO THE FUND.**

16 **(D) THE DEPARTMENT OR THE DEPARTMENT OF JUVENILE SERVICES MAY**
17 **REFER STUDENTS WHO HAVE BEEN EXPELLED FROM SCHOOL IN PRINCE GEORGE’S**
18 **COUNTY TO THE LOCAL BEHAVIORAL HEALTH AUTHORITY FOR TREATMENT AND**
19 **REHABILITATION RELATED TO THE MISUSE OF ALCOHOL AND DRUGS.**

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
21 1, 2025.