

SENATE BILL 385

J1

5lr2057

By: **Senator Nathan–Pulliam**

Introduced and read first time: February 6, 2015

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Substance Use Disorder Treatment Programs – Performance Measures and**
3 **Assessment Criteria**

4 FOR the purpose of requiring the Secretary of Health and Mental Hygiene to adopt
5 regulations setting standards that use the American Society of Addiction Medicine
6 criteria for treatment, care, and rehabilitation of individuals with a substance use
7 disorder; requiring, on or before a certain date each year, the Behavioral Health
8 Administration to submit a copy of a certain evaluation to the Governor and the
9 General Assembly; requiring the Administration to use certain information to guide
10 certain policy decisions; and generally relating to substance use disorder treatment
11 programs.

12 BY repealing and reenacting, with amendments,
13 Article – Health – General
14 Section 8–402
15 Annotated Code of Maryland
16 (2009 Replacement Volume and 2014 Supplement)

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

19 **Article – Health – General**

20 8–402.

21 (a) The Secretary shall:

22 (1) Plan and encourage development of, and coordinate the programs and
23 services that offer treatment, care, or rehabilitation for individuals with a substance use
24 disorder; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) Adopt regulations setting standards **THAT USE THE AMERICAN**
2 **SOCIETY OF ADDICTION MEDICINE CRITERIA** for treatment, care, and rehabilitation of
3 individuals with a substance use disorder.

4 (b) The Secretary may establish and operate or identify programs and services,
5 including evaluation services to determine if an individual has a substance use disorder.

6 (c) A facility that the Administration operates or contracts to be operated is a
7 health facility and is not, for any purpose, a correctional institution.

8 (d) To carry out the purposes of this title, the Secretary may contract with any
9 appropriate public or private agency that has proper and adequate substance use disorder
10 programs.

11 (e) (1) The Administration annually shall evaluate all publicly funded
12 substance use disorder treatment programs licensed under this subtitle using federal
13 outcomes measures or other subsequently adopted federal standards.

14 (2) The Secretary shall adopt regulations necessary to allow the Director
15 to conduct the performance and outcome research required under paragraph (1) of this
16 subsection.

17 **(3) (I) ON OR BEFORE JANUARY 1 OF EACH YEAR, THE**
18 **ADMINISTRATION SHALL SUBMIT A COPY OF THE EVALUATION CONDUCTED UNDER**
19 **PARAGRAPH (1) OF THIS SUBSECTION TO THE GOVERNOR AND, IN ACCORDANCE**
20 **WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.**

21 **(II) THE ADMINISTRATION SHALL USE THE INFORMATION**
22 **OBTAINED FROM THE EVALUATION CONDUCTED UNDER PARAGRAPH (1) OF THIS**
23 **SUBSECTION TO GUIDE POLICY DECISIONS, INCLUDING DECISIONS RELATED TO THE**
24 **FUNDING AND ACCREDITATION OF SUBSTANCE USE DISORDER TREATMENT**
25 **PROGRAMS.**

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 2015.