

Chapter 692

(Senate Bill 977)

AN ACT concerning

Behavioral Health Services and Voluntary Placement Agreements – Children and Young Adults – Reports

FOR the purpose of requiring the Director of the Behavioral Health Administration to prepare a certain annual report on behavioral health services for children and young adults in the State; requiring the Director to provide a certain report to the Governor and the General Assembly on or before a certain date each year; requiring the Social Services Administration in the Department of Human Services to prepare a certain annual report; requiring the Social Services Administration to provide a certain report to the Governor and General Assembly on or before a certain date each year; and generally relating to behavioral health services and voluntary placement agreements for children and young adults.

BY adding to

Article – Health – General
Section 7.5–208
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to

Article – Family Law
Section 5–505.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

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

Article – Health – General

7.5–208.

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

(B) THE REPORT SHALL INCLUDE:

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

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

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

1. AN INPATIENT SERVICE;

2. AN EMERGENCY ROOM SERVICE;

3. A RESIDENTIAL TREATMENT CENTER SERVICE; AND

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

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

(I) AN INPATIENT SERVICE;

(II) AN EMERGENCY ROOM SERVICE;

(III) A RESIDENTIAL TREATMENT CENTER SERVICE; AND

(IV) AN INTENSIVE COMMUNITY SERVICE.

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

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

(I) TARGETED CASE MANAGEMENT SERVICES;

(II) RESPITE CARE SERVICES;

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

(IV) PSYCHIATRIC REHABILITATION SERVICES;

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

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

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

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

(I) THE SAME HOSPITAL;

(II) THE SAME RESIDENTIAL TREATMENT CENTER; OR

(III) ANY OTHER HOSPITAL OR RESIDENTIAL TREATMENT CENTER;

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

(I) A RESIDENTIAL TREATMENT CENTER; AND

(II) A PSYCHIATRIC UNIT AT A HOSPITAL; AND

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

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

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

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

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

(2) 7 THROUGH 12 YEARS OLD;

(3) 13 THROUGH 17 YEARS OLD;

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

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

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

Article – Family Law

5-505.1.

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

(B) THE REPORT SHALL INCLUDE:

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

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

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

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

(2) THE REASON FOR ANY DENIALS; AND

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

(I) RESIDENTIAL TREATMENT CENTER;

(II) GROUP HOME PLACEMENT;

(III) THERAPEUTIC GROUP HOME;

(IV) DIAGNOSTIC PLACEMENT;

(V) THERAPEUTIC FOSTER HOME; AND

(VI) ANY OTHER TYPE OF PLACEMENT.

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

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

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

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

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

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

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

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

Approved by the Governor, May 15, 2018.