

**MHAMD Bill List 2010 - Final - Version 4/13/10**

**Children & Youth**

<b>Bill #</b>	<b>Name</b>	<b>Purpose</b>	<b>Sponsor</b>	<b>Crossfile</b>	<b>MHAMD Position</b>	<b>Status</b>	<b>Effective Date</b>
HB 11	Student Stigma Act	eliminates stigmatizing language by changing the term "emotional disturbance" to "emotional disability"	Sophocleus	SB 204	Support	PASSED	10/1
HB 173	Human Services - Quality Care - Juvenile Facilities	requires each committed facility licensed by the Department of Juvenile Services to serve no more than 48 children at one time unless the Secretary finds good cause to serve more	Morhaim	SB 330	Support	2R FWA House (SB 330 passed)	
HB 269	Child with a Disability-Individualized Education Program	requires school personnel to provide parents with an accessible copy of all relevant documents at least 5 business days prior to a scheduled meeting of the individualized education program (IEP) team or other multidisciplinary education team for a child with a disability. No later than 5 days after the meeting, school personnel must provide parents with a copy of the completed individualized education program (or a draft if the IEP is not complete). Language was added to the bill saying the school does not have to comply if there are extenuating circumstances (which is not defined).	Kaiser	SB 540	Support	PASSED	7/1
HB 973	Public Schools - Maryland Youth Crisis Hotline - Distribution of Information	requires each county board of education to provide students in 6-12 grades w/phone number of Youth Crisis Hotline printed in the school handbook and on a student's school ID card. HB 973 passed with significant amendments that struck language relating to a school assembly and distribution of the crisis number to parents and guardians.	Aumann		Support	PASSED	7/1
HB 1084	Domestic Violence - Reasonable Corporal Punishment - Limitations	lists specified actions that are NOT considered reasonable corporal punishment	Hixson	SB 689	Support	Withdrawn	
HB 1133	Criminal Law - Electronic Harassment of a Minor	prohibits electronic harassment of a minor (making it a misdemeanor)	Waldstreicher	SB 186	Support	No Judiciary Cmte Vote	
HB 1384	Restore Respect at School Act	denies eligibility for tax credit allowed against the State income tax to specified parents or guardians if their dependent child does not meet specified school discipline and attendance requirements	Levi		Oppose	Withdrawn	
HB 1500	Child in Need of Supervision Pilot Program Expansion and Extension	expands the Child in Need of Supervision Pilot Program to include Cecil, Montgomery, and Prince George's counties; extending the termination date of the Pilot Program in Baltimore City and Baltimore County; requiring the Governor to include a specified general fund appropriation in the budget bill for specified fiscal years to implement the continuation and expansion of the Pilot Program	Jones	SB 1078	Support	No Judiciary Cmte Vote	
SB 186	Criminal Law - Electronic Harassment of a Minor	prohibits electronic harassment of a minor (making it a misdemeanor)	Kelley	HB 1133	Support	No Judicial Proceedings Vote	
SB 204	Student Stigma Act	eliminates stigmatizing language by changing the term "emotional disturbance" to "emotional disability"	Pinsky	HB 11	Support	PASSED	10/1
SB 330	Human Services - Quality Care - Juvenile Facilities	See HB 173, above	Zirkin	HB 173	Support	PASSED	10/1
SB 540	Child with a Disability-Individualized Education Program	See HB 269, above	Harrington	HB 269	Support	PASSED	7/1
SB 689	Domestic Violence - Reasonable Corporal Punishment - Limitations	lists specified actions that are NOT considered reasonable corporal punishment	Raskin	HB 1084	Support	Withdrawn	
SB 1078	Child in Need of Supervision Pilot Program Expansion and Extension	See HB 1500, above	Gladden	HB 1500	Support	No hearing scheduled (filed too	

Criminal Justice							
Bill #	Name	Purpose	Sponsor	Crossfile	MHAMD Position	Status	Effective Date
HB 142	Correctional Services - Prerelease Unit - Inmate Aftercare Plans	would have required the Division of Corrections to operate a prerelease unit and develop comprehensive aftercare plans for inmates. Both the House and Senate bill received an unfavorable report from their respective committees. The fiscal note said there would be no fiscal impact, but advocates and the DOC, while supporting the bill, disagreed with the fiscal note.	Reznik	SB 183	Support	Unfavorable Cmte. Vote	
HB 749	State Personnel-Applicants for Employment-Criminal History Records Checks	known as the "Ban the Box" bill, this bill would have prohibited State government (with limited exceptions) from inquiring into the criminal record or history of an applicant for employment until the applicant is selected for an interview. MHAMD and others supported the legislation which would give individuals with criminal histories a chance to get further in the job application process and possibly explain their circumstances during an interview. HB 749 received an unfavorable vote from the House Appropriations Committee and SB 581 did not receive a vote from the Senate Finance Committee.	Pena	SB 581	Support	Unfavorable Cmte. Vote	
HB 931	Public Safety - Sexual Offender Advisory Board	alters the existing Sexual Offender Advisory Board to include the Secretary (or designee) of DHMH and DJS and the Director of the Governor's Office of Crime Control and Prevention. The Governor will appoint several additional members to the Board, including "a licensed mental health professional with recognized expertise in the treatment of sexual offenders." In addition, the legislature amended the bill to require the Board to review developments and make recommendations regarding civil commitment of sex offenders.	Administration	SB 856	Monitor	PASSED	6/1
HB 936	Criminal Procedure - Sex Offenders - Notification and Registration	alters requirements relating to the registration of individuals who have committed specified sex offenses; Does NOT contain language regarding civil commitment	Administration	SB 854	Monitor	PASSED	10/1
HB 1222	Correctional Services - Division of Parole and Probation - Supervision Fee	Individuals released on parole are currently charged a \$40 monthly supervision fee, which may be waived due to certain circumstances (including lack of work or disability). Requests for exemptions must be filed with the Parole Commission. As originally introduced, the bill would have changed the process. Instead of automatically imposing the fee and requiring the individual to request an exemption, the Parole Officer would have been required evaluate each supervisee at the beginning of the person's parole or mandatory supervision term and when a change of circumstance occurs to determine whether to exempt the supervisee wholly or partly from the assessed fee. Both the House and Senate struck the original language of the bill. The House amended the bill to only allow the parole officer to recommend to the Commission that a supervisee be exempt. The Senate amended the bill to require the Department of Public Safety to explain and provide in writing the exemption criteria and information on how to apply for an exemption.	Ramirez	SB 499	Support	Conference Committee Appointed	
HB 1234	Crimes - Violation of Condition of Pretrial or Posttrial Release	provides that a person who violates a condition of pretrial or post-trial release is guilty of a misdemeanor and on conviction is subject to up to 90 days imprisonment	Ramirez		Oppose	Withdrawn	
HB 1262	Criminal Procedure - Incompetency and Criminal Responsibility - Dismissal of Charges	increases time an individual found incompetent to stand trial must remain in a psychiatric facility before being released	Sophocleus		Oppose	Unfavorable Cmte. Vote	

Criminal Justice							
Bill #	Name	Purpose	Sponsor	Crossfile	MHAMD Position	Status	Effective Date
HB 1335	Mental Health – Local Correctional Facilities – Incarcerated Individuals with Mental Illness	requires local detention centers (jails) to provide access to a 30-day supply of psychiatric medication upon release to inmates who were sentenced to a term of at least 60 days and have been diagnosed with a mental illness. State prisons and Baltimore City jail are already required to do so. Part of the 30-day supply may be provided by prescription.	Ramirez	SB 761	Support	PASSED	10/1
HB 1413	Sexual Offenders Omnibus Act of 2010	includes language of SB 405, placing some sexual predators in a Mental Hygiene Administration's facility "for control, care and treatment" rather than placing them in Division of Correction's custody.	Eastern Shore Delegation	SB 1065	Oppose	No Judiciary Cmte Vote	
SB 86	Correctional Services - Medication for Chronic or Acute Medical Condition - Waiver of Liability	provides that DPSCS and local detention centers are held harmless for providing medication or prescriptions (for any chronic or acute medical condition) to inmates upon release	Frosh		Support	No Judiciary Cmte Vote	
SB 183	Correctional Services - Prerelease Unit - Inmate Aftercare Plans	See HB 142, above	Pugh	HB 142	Support	Unfavorable Cmte. Vote	
SB 405	Criminal Procedures - Sexually Violent Predator in need of Commitment	creates a procedure in which a person who has been convicted of or charged with a sexually violent offense and who suffers from certain mental health conditions may be placed in DHMH custody	Stone		Oppose	No Judicial Proceedings Vote	
SB 474	Criminal Procedure-Discharge from Commitment of Persons Previously Found Not Criminally Responsible-Judicial Hearing	authorizes a court to hold de novo hearing following the receipt of Administrative Law Judge's recommendations regarding an individual's discharge from commitment after being found "not criminally responsible."	Stone		Oppose	No Judicial Proceedings Vote	
SB 499	Correctional Services - Division of Parole and Probation - Supervision Fee	See HB 1222, above	Raskin	HB 1222	Support	Conference Committee Appointed	
SB 581	State Personnel-Aplicants for Employment-Criminal History Records Checks	See HB 749, above	Pugh	HB 749	Support	No Finance Cmte Vote	
SB 761	Mental Health – Local Correctional Facilities – Incarcerated Individuals with Mental Illness	See HB 1335, above	Pugh	HB 1335	Support	PASSED	10/1
SB 854	Crimes - Sex Offenders - Notification, Registration, Commitment, and Court Procedures	alters requirements relating to the registration of individuals who have committed specified sex offenses; Does NOT contain language regarding civil commitment	Administration	HB 936	Oppose	PASSED	10/1
SB 856	Public Safety - Sexual Offender Advisory Board	See HB 931, above	Administration	HB 931	Monitor	PASSED	6/1
SB 1065	Sexual Offenders Omnibus Act of 2010	includes language of SB 405, placing some sexual predators in a Mental Hygiene Administration's facility "for control, care and treatment" rather than placing them in Division of Correction's custody.	Colburn	HB 1413	Oppose	No Cmte vote	

**Mental Health & Disability**

Bill #	Name	Purpose	Sponsor	Crossfile	MHAMD Position	Status	Effective Date
HB 156	Mental Hygiene Administration - Upper Shore Community Mental Health Center - Continued Operation	requires DHMH to continue operation of Upper Shore MH Ctr.	Sossi	SB 636	Oppose	Unfavorable Cmte. Vote	
HB 219	Office of the Governor - State Drug & Alcohol Abuse Council	transfers oversight of the State Drug and Alcohol Abuse Council from DHMH to the Office of the Governor	Bronrott		Support	PASSED	10/1
HB 431	Medical Review Committees - Subpoenas - Medical Records for Mental Health Services	requires notification when an individual's mental health record is released for an investigation by the Maryland Board of Physicians	Waldstreicher		Support	Unfavorable Cmte. Vote	
HB 478	Health Insurance - Prescription Drugs - Cost-Sharing Obligations	proposes to limit the ability of health insurers to impose exorbitant cost-sharing provisions on expensive prescription drugs	Pena-Melnyk	SB 663	Support	Withdrawn	
HB 483	Uniform Power of Attorney Act	repeals specified provisions of law relating to durable powers of attorney	Dumais	SB 309	Support	Withdrawn	
HB 613	Department of Health and Mental Hygiene (DHMH) Renaming Act	renames DHMH to be the Department of Health	Ali		Support	No Cmte vote	
HB 693	Health and Human Services Referral Board - 2-1-1 Maryland - Modifications	changes 2-1-1 from a pilot to a Statewide system and establishes "2-1-1 Maryland" as a State information network. The bill also adds members to the existing Health and Human Services Referral Board which provides oversight, approves up to 5 agencies or organizations to be a 2-1-1 call center, supports 2-1-1 projects and activities, makes recommendations and provides annual reports to the Governor. The Mental Health Association of Frederick County is currently one of only four self-funded call centers in the state.	Hubbard	SB 527	Support	PASSED	10/1
HB 731	Human Services-Public Assistance-Program Modifications	adds screening (and referral) for "mental health problems" for individuals who apply for temporary cash assistance	Costa		Support w/Amendment	Unfavorable Cmte. Vote	
HB 816	Honorable Lorraine M. Sheehan Act to Protect Voting Rights for Individuals Under Guardianship for Mental Disability	Currently, individuals under guardianship for mental disability cannot register to vote. This bill changes that prohibition effective June 1, 2010, so such an individual will only be banned from voting IF a Court finds by clear and convincing evidence that the individual cannot communicate, with or without accommodations, their desire to participate in the voting process. MHAMD supported this legislation for the second year, with MDLC as the lead advocacy group.	Cardin	SB 28	Support	PASSED	6/1
HB 832	Lorraine Sheehan Health & Community Services Act of 2010	Among the lowest in the nation, Maryland's tax on distilled spirits has not changed since 1955, and the tax on beer and wine has not been raised since 1972. The Lorraine Sheehan Health & Community Services Act of 2010 would have raised the tax on alcohol by a dime a drink, with increased revenues going to sustain services for mental health, substance abuse, developmental disabilities, and Medicaid expansion. It was estimated to generate \$214.4 million in new revenue. Advocates for all three disabilities knew the legislation was unlikely to pass, but took advantage of the opportunity to highlight the consistent under-funding and substantial need for these services.	Bronrott	SB 717	Support	No Cmte vote	

**Mental Health & Disability**

Bill #	Name	Purpose	Sponsor	Crossfile	MHAMD Position	Status	Effective Date
HB 1034	Community Services Reimbursement Rate Commission (CSRRC)-Developmental Disabilities and Community Mental Health (MH) Services-Rate Adjustments	Beginning in FY 2012, fees paid to community mental health and developmental disability providers by DHMH will be tied to the inflation built into state agency budgets. DHMH must conduct a study with stakeholders to recommend a plan to develop a rate-setting methodology. Providers and advocates viewed the bill as an equity issue -- if the State can afford inflation for its own budget, community services should be treated equitably. Community mental health providers have received inflationary adjustments in only 3 of the past 15 years.	Costa	SB 633	Support	PASSED	10/1
HB 1162	Department of Health and Mental Hygiene - Health Care Facilities - Abuser Registry	requires DHMH to establish a registry that includes the name and social security number of any employee who has been terminated for abuse or neglect of any of the following individuals in a health care facility: a senior citizen, disabled individual, developmentally disabled individual, individual receiving care from an in-home aide, or individual incapable of self-defense	Robinson		Support	No Cmte vote	
HB 1273	State Government - Employees - Suicide Awareness and Prevention Program	provides that each State employee shall have the opportunity to attend a suicide awareness and prevention program	Aumann		Support	3R FWA Senate	
HB 1324	Public General Laws - Terminology - Substitution for "Mentally Defective"	changes the term "mentally defective individual" to "individual with a cognitive disability, intellectual disability, or mental illness"	Schuh		Support	Withdrawn	
SB 28	Honorable Lorraine M. Sheehan Act to Protect Voting Rights for Individuals Under Guardianship for Mental Disability	See HB 816, above	Lenett and Raskin	HB 816	Support	PASSED	6/1
SB 57	Health Insurance – Conformity with Federal Law – Mental Health Benefits -- Medical and Surgical Benefits for Mastectomies -- and the Federal Patient Protection and Affordable Care Act	modifies Maryland law to comply with the federal mental health parity law passed in 2008 (affecting only the large group market). Language was also added at the end of the legislative session to assure compliance with the recently enacted federal healthcare reform.	Middleton		Support w/Amendment	PASSED	4/13
SB 243	Housing - Discrimination Based on Source of Income - Prohibitions	alters the housing policy of the State to provide for fair housing to all citizens regardless of source of income	Gladden		Support	Unfavorable Cmte. Vote	
SB 527	Health and Human Services Referral Board - 2-1-1 Maryland - Modifications	See HB 693, above	Frosh	HB 693	Support	PASSED	10/1
SB 633	Community Services Reimbursement Rate Commission (CSRRC)-Developmental Disabilities and Community Mental Health (MH) Services-Rate Adjustments	See HB 1034, above	Middleton	HB 1034	Support	PASSED	10/1
SB 636	Mental Hygiene Administration - Upper Shore Community Mental Health Center - Continued Operation	requires DHMH to continue operation of Upper Shore MH Ctr.	Pipkin	HB 156	Oppose	Unfavorable Cmte. Vote	
SB 663	Health Insurance - Prescription Drugs - Cost-Sharing Obligations	proposes to limit the ability of health insurers to impose exorbitant cost-sharing provisions on expensive prescription drugs	Klausmeier	HB 478	Support	Withdrawn	
SB 706	Mental Hygiene Administration - Placement of Individuals with Mental Illness - Study	requires MHA, AG's office and interested stakeholders to evaluate: a pilot project for involuntary outpatient commitment; a plan to provide treatment for individuals who need inpatient care and homeless individuals.	McFadden		Oppose	Withdrawn	
SB 717	The Lorraine Sheehan Health and Community Services Act of 2010	See HB 832, above	Jones	HB 832	Support	No Cmte vote	

Older Adults							
Bill #	Name	Purpose	Sponsor	Crossfile	MHAMD Position	Status	Effective Date
HB 67	Senior Prescription Drug Assistance Program-Sunset Extension	extends the termination date for the Senior Prescription Drug Assistance Program to December 31, 2012.	Hammen		Support	PASSED	10/1
HB 278	Maryland Medical Assistance Program - Medical Eligibility for Nursing Facility Level of Care - Report	requires DHMH to provide a report at least 90 days prior to making any change to medical eligibility criteria for long-term care services, including nursing facility services, home- and community-based waiver services, and other services that require a nursing facility level of care. The report must be submitted to legislative committees and the Medicaid Advisory Committee, and include details of the change, and how it will affect current medical eligibility	Hubbard	SB 429	Support	PASSED	7/1
HB 457	Crimes-Elder Abuse or Neglect-Increased Penalties and Restrictions on Pretrial Releases (The John H. Taylor Act)	strengthens the penalties for abuse or neglect of a vulnerable adult in the first or second degree	Glenn	SB 244	Support	Unfavorable Cmte. Vote	
HB 536	Department of Aging-Long-Term Care Ombudsman Program	enhances the Long-Term Care Ombudsman program within the Department of Aging, bringing Maryland in line with the Federal Older Americans act, which should draw better federal support. also requires the Secretary to establish and maintain a statewide uniform reporting system o collect and analyze data relating to complaints and conditions in long-term facilities to identify and resolve significant problems. The Long-Term Care Ombudsman must submit an annual report to the Governor and the General Assembly on the activities of the program that includes recommendations for improving services for residents.	Hammen		Support	PASSED	6/1
HB 849	Department of Health and Mental Hygiene - Home- and Community-Based Services Waiver - Denial of Access Prohibited	prohibits DHMH from denying eligibility for home and community based services waiver due to lack of funding if the applicant is living in a nursing facility at the time of application and at least 30 consecutive days of the individual's stay are eligible to be paid by the Medical Assistance Program.	Hubbard		Support	PASSED	10/1
HB 897	Health - Task Force on Alzheimer's Disease	establishes a task force on Alzheimer's Disease to survey current research, practices being used and make recommendations to the State	McComas		Support	Unfavorable Cmte. Vote	
HB 1275	Maryland Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act	establishes the Maryland Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act. This bill facilitates guardianship proceedings and promotes uniformity by allowing a Maryland court to communicate with a court of another state (and vice-versa) regarding a guardianship proceeding.	McComas	SB 231	Support	PASSED	10/1
SB 231	Maryland Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act	See HB 1275, above	Kelley	HB 1275	Support	PASSED	10/1
SB 244	Crimes-Elder Abuse or Neglect-Increased Penalties and Restrictions on Pretrial Releases (The John H. Taylor Act)	See HB 457, above	Gladden	HB 457	Support	Withdrawn	
SB 309	Uniform Power of Attorney Act	repeals specified provisions of law relating to durable powers of attorney	Kelley	HB 483	Support	PASSED	10/1
SB 429	Maryland Medical Assistance Program - Medical Eligibility for Nursing Facility Level of Care - Report	See HB 278, above	Kelley	HB 278	Support	PASSED	7/1
SB 797	Blue Ribbon Commission on Alzheimer's Disease and Related Disorders	establishes a Blue Ribbon Commission on Alzheimer's Disease and related disorders to make recommendations to deal with Alzheimer's Disease and related disorders including a review of long-term care; family caregiver support; and assistance to individuals with early onset or and early stage Alzheimer's Disease.	Jones		Support	Unfavorable Cmte. Vote	

<b>Committee Abbreviation Key</b>							
APPR = House Appropriations							
ECM = House Economic Matters							
ENV = House Environmental Matters							
HGO = House Health & Government Operations							
JUD = House Judiciary							
W&M = House Ways & Means							
B&T = Senate Budget & Taxation							
EHEA = Senate Education, Health & Environmental							
FIN = Senate Finance							
JPR = Senate Judicial Proceedings							