

HOUSE BILL 377

J1, F5
HB 1443/20 – W&M

(PRE-FILED)

11r0624

By: **Delegate Bagnall**

Requested: September 22, 2020

Introduced and read first time: January 13, 2021

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 4, 2021

CHAPTER _____

1 AN ACT concerning

2 **Commission on Student Behavioral Health and Mental Health Treatment**

3 FOR the purpose of establishing the Commission on Student Behavioral Health and Mental
4 Health Treatment; providing for the purpose, composition, chair, and staffing of the
5 Commission; prohibiting a member of the Commission from receiving certain
6 compensation, but authorizing the reimbursement of certain expenses; requiring the
7 Commission to study and make recommendations on certain matters regarding
8 student behavioral health and mental health treatment; requiring the Commission
9 to report its findings and recommendations to the Governor, the State Board of
10 Education, and the General Assembly on or before certain dates; providing for the
11 termination of this Act; and generally relating to the Commission on Student
12 Behavioral Health and Mental Health Treatment.

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
14 That:

15 (a) There is a Commission on Student Behavioral Health and Mental Health
16 Treatment.

17 (b) The purpose of the Commission is to study, evaluate, update, and revise
18 guidelines for student behavioral health and mental health treatment and practices in
19 general, and including school-based health centers.

20 (c) The Commission consists of the following members:

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 (1) one member of the Senate of Maryland, appointed by the President of
2 the Senate;
- 3 (2) one member of the House of Delegates, appointed by the Speaker of the
4 House;
- 5 (3) one representative of the Maryland Mental Health Association,
6 designated by the Secretary of Health; and
- 7 (4) the following members, designated by the State Superintendent of
8 Schools:
- 9 (i) one representative of the Maryland Association of Student
10 Councils;
- 11 (ii) one representative of the Public School Superintendents'
12 Association;
- 13 (iii) one representative of the State Board of Education;
- 14 (iv) one representative who is a school administrator;
- 15 (v) one representative ~~who is employed in a school-based health~~
16 ~~center~~ of the Maryland Assembly on School-Based Health Care;
- 17 (vi) one representative who is employed as a school nurse; ~~and~~
- 18 (vii) one representative of the Maryland Association of School
19 Psychologists;
- 20 (viii) one representative of the Maryland Chapter of the National
21 Association of Social Workers;
- 22 (ix) one representative from a community-partnered school
23 behavioral health services program; and
- 24 (x) two representatives from different organizations that provide
25 behavioral health services primarily to racial or ethnic minorities.
- 26 (d) The Behavioral Health Administration shall provide staff for the Commission.
- 27 (e) (1) The Commission shall elect a chair from among its members.
- 28 (2) A member of the Commission may not receive compensation as a
29 member of the Commission, but is entitled to reimbursement for expenses under the
30 Standard State Travel Regulations, as provided in the State budget.

1 (f) The Commission shall:

2 (1) study behavioral health treatment and practices for students dealing
3 with behavioral health and mental health issues, including scope of practice, age of consent
4 for services, types of service, and duration of treatment;

5 (2) investigate the unique behavioral health needs of students from
6 different racial and ethnic backgrounds dealing with behavioral health and mental health
7 issues, including differences by student racial and ethnic background in the provision of
8 behavioral health services, scope of practice, types of service, and duration of treatment;

9 ~~(2)~~ (3) make recommendations on actions necessary to improve the current
10 practices of student behavioral health treatment, including actions specific to
11 improvements for students who belong to racial and ethnic minority groups and
12 improvements for service from school-based health centers;

13 ~~(3)~~ (4) revise guidelines for student behavioral health treatment and practices
14 in school-based health centers; and

15 ~~(4)~~ (5) research ways to coordinate school-based practices with health care
16 provider practices to improve treatment available for students who need behavioral health
17 or mental health treatment.

18 (g) On or before ~~December 1, 2021~~ July 1, 2022, and December 1, 2022, the
19 Commission shall report its findings and recommendations to the Governor, the State
20 Board of Education, and, in accordance with § 2-1257 of the State Government Article, the
21 General Assembly.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
23 1, 2021. It shall remain effective for a period of 2 years and, at the end of June 30, 2023,
24 this Act, with no further action required by the General Assembly, shall be abrogated and
25 of no further force and effect.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.