

HOUSE BILL 1516

J1, L2

0lr2663

By: **Delegate Parrott**

Introduced and read first time: February 7, 2020

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Washington County – Opioid–Associated Disease Prevention and Outreach**
3 **Program – Prohibition on Establishment**

4 FOR the purpose of prohibiting the establishment of an Opioid–Associated Disease
5 Prevention and Outreach Program in Washington County; and generally relating to
6 Opioid–Associated Disease Prevention and Outreach Programs in Washington
7 County.

8 BY repealing and reenacting, without amendments,
9 Article – Health – General
10 Section 24–901(a) and (f)
11 Annotated Code of Maryland
12 (2019 Replacement Volume)

13 BY repealing and reenacting, with amendments,
14 Article – Health – General
15 Section 24–902
16 Annotated Code of Maryland
17 (2019 Replacement Volume)

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

20 **Article – Health – General**

21 24–901.

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

23 (f) “Program” means an Opioid–Associated Disease Prevention and Outreach
24 Program.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



24-902.

(a) (1) (I) [A] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH AND SUBJECT TO THE PROVISIONS OF THIS SUBTITLE, A Program may be established by a local health department or a community-based organization[, subject to the provisions of this subtitle].

(II) A PROGRAM MAY NOT BE ESTABLISHED IN WASHINGTON COUNTY.

(2) (i) A county may cooperate with another county to establish a Program.

(ii) A community-based organization may establish a multicounty Program.

(3) This subtitle does not apply to the AIDS Prevention Sterile Needle and Syringe Exchange Pilot Program established under Subtitle 8 of this title.

(b) (1) (i) A local health department or community-based organization shall apply to the Department and a local health officer for authorization to operate a Program.

(ii) A local health department or community-based organization may apply at any time for authorization to operate a Program under subparagraph (i) of this paragraph.

(2) The Department and a local health officer jointly shall issue an authorization determination based on the ability of a Program to meet the requirements of this subtitle.

(3) The Department and a local health officer shall:

(i) Approve or deny an application for authorization to operate a Program within 60 days after receiving a complete application; and

(ii) Provide to the applicant a written explanation of the decision of the Department and local health officer.

(4) (i) A local health department or community-based organization may appeal an adverse decision by the Department and a local health officer to the Deputy Secretary for Public Health Services.

(ii) The Deputy Secretary shall:

2. Provide a written explanation of the Deputy Secretary's decision to the local health department or community-based organization.

- (1) Provide for substance use outreach, education, and linkage to treatment services to participants, including distribution and collection of hypodermic needles and syringes; and

(i) The technical assistance of the Standing Advisory Committee;

and

1. The local health officer for each county in which a Program is established; and

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2020.