



Bill No. 23-07

Concerning: Behavioral Health Advisory Council

Introduced: March 7, 2023

Revised: _____ Draft No. _____

Enacted: April 18, 2023

Effective: June 17, 2023

Expires: June 5, 2023

Frederick County Code, Chapter 1-2

Section(s) 1000-1005

COUNTY COUNCIL FOR FREDERICK COUNTY, MARYLAND

By: Council Member MC Keegan-Ayer

AN ACT to: establish a Behavioral Health Advisory Council.

Date Council Approved: _____ Date Transmitted to Executive: _____

Executive: _____ Date Received: _____

Approved: _____ Date: _____

Vetoed: _____ Date: _____

Date returned to Council by County Executive with no action: _____

By amending:

Frederick County Code, Chapter, 1-2 Section(s) 1000-1005

Other: _____

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Heading or defined term.

Added to existing law.

Deleted from existing law.

Existing law unaffected by bill.

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The County Council of Frederick County, Maryland, finds it necessary and appropriate to amend the Frederick County Code to create a Behavioral Health Advisory Council.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND, that the Frederick County Code be, and it is hereby, amended as shown on the attached Exhibit 1.

BE IT FURTHER ENACTED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND, that there is hereby established a Behavioral Health Advisory Council.

Brad W. Young, President
County Council of Frederick County,
Maryland

CHAPTER 1-2: ADMINISTRATION

* * * * *

ARTICLE XX. FREDERICK COUNTY BEHAVIORAL HEALTH ADVISORY COUNCIL

§1-2-1000. Creation, Duties.

(A) In accordance with Title 10, Subtitle 3, Part II of the Health-General Article of the Annotated Code of Maryland for the provision of Joint Mental Health and Addictions Advisory Committees, there shall be a Frederick County Behavioral Health Advisory Council (“Council”).

(B) Powers. The Council may:

- (1) Create subcommittees;
- (2) Have additional members participate as needed; and
- (3) Consult with State and County agencies to obtain such technical assistance and advice as it considers necessary to complete its duties.

(C) Duties. The Council shall:

- (1) Monitor, review and evaluate the allocation and adequacy of publicly funded behavioral health services within the county;
- (2) Determine the needs of the county behavioral health system, including quality of services, gaps in the system, and interagency coordination;
- (3) Participate in the development of the local behavioral health plan and budget;
- (4) Prepare and disseminate an annual report in form and to required parties in accordance with § 10-312 of the Health-General Article of the Annotated Code of Maryland;
- (5) Review and comment on the annual county behavioral health plan and preliminary budget, before submission of the budget to the state; and

Underlining indicates entirely new matter added to existing law.

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2 (6) Review and comment on the Frederick County Health Department's
3 annual fiscal report to the Maryland Department of Health.

4 **§1-2-1001. Membership.**

5 The Council shall include the following:

6 (A) As nonvoting ex officio members, the following individuals or their designees:

7 (1) The Health Officer for the County;
8 (2) A representative of a state inpatient facility that serves the County,
9 appointed as provided in subparagraph (2) of this section;
10 (3) The Director of Behavioral Health Services Division, Frederick County
11 Health Department; and
12 (4) The Director of the Local Behavioral Health Authority; and
13 (5) A representative from the County Council; and
14
15 (B) As voting members and representatives of the County's major socio-economic
16 and ethnic groups:
17
18 (1) The County Executive shall appoint at least 5, but not more than 7,
19 representatives selected from among the following:
20
21 (a) The Office of the County Executive;
22
23 (b) The Superintendent of Frederick County Public Schools, or the
24 Superintendent's designee;
25
26 (c) The Director of the County's Department of Social Services, or the
27 Director's designee;
28
29 (d) Practicing physicians;
30
31 (e) Behavioral health professionals who are not physicians;
32
33 (f) Clergy;

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- (g) Practicing legal professional;
- (h) The head of a local law enforcement agency, or their designee;
- (i) A county general hospital that contains an inpatient behavioral health unit;
- (j) The Director of the County Division of Senior Services, or the Director's designee;
- (k) The Regional Director of the Department of Juvenile Services, or the Director's designee;
- (l) The Director of the Division of Fire and Rescue Services, or the Director's designee; and
- (m) A community rehabilitation or housing program that operates in the county; and

(2) The County Executive shall appoint at least 2 but not more than 4 members, selected from among the following groups or organizations:

- (a) Individuals who are currently receiving or who have in the past received behavioral health services;
- (b) Parents or other relatives of adults with behavioral health disorders;
- (c) Parents or other relatives of children or adolescents with emotional, behavioral, or mental health disorders the onset of which occurred during childhood or adolescence;
- (d) The Frederick County Mental Health Association; and
- (e) A member of the general public.

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- (A) The term of an appointed member is three years and begins on July 1.
- (B) *Staggered Terms.* Of the initial members one-third shall be appointed for a three (3) year term, one-third shall be appointed to a two (2) year term and one-third shall be appointed for a one (1) year term which shall end each year on June 30.
- (C) *Term Limits.* A member who serves two consecutive full three-year terms may not be reappointed for two years after completion of those terms.
- (D) *Compensation.* Members of the Council shall receive no salaries but shall be reimbursed for all expenses necessarily incurred in the performance of their duties in accordance with the appropriations approved by the County Council.||

§1-2-1003. Chair, Vice-Chair.

- (A) The Council shall elect annually a Chair and Vice-Chair from among its members to serve a single year term.
- (B) A Member may not serve as Chair for more than two consecutive years.
- (C) The Chair shall preside at all meetings of the Council.
- (D) The Vice Chair shall assume all duties of the Chair in the absence of the Chair and shall perform other duties as assigned by the Chair.
- (E) The Council may elect other officers as needed. The manner of election of additional officers shall be as the Council determines.

§1-2-1004. Meetings, Quorum.

(A) Meetings. The Council shall have not fewer than six meetings per year at the times and places that the Council determines.

(B) Quorum.

(1) A majority of the voting members present of the Council shall constitute a quorum for the transaction of business; and

(2) An affirmative vote by the majority of those present at any meeting shall be sufficient for any official action.

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2 (C) Staff. The Health Officer or the Health Officer's designee shall provide staff
3 services for the Council.

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5 **§1-2-1005. Rules.**

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7 The Council shall adopt rules to govern its procedures and activities.

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