

Bill No. 41-05
Concerning: Health Services – Advisory Board for Montgomery Cares Program – Establishment
Revised: 1/31/06 Draft No. 4
Introduced: December 6, 2005
Enacted: January 31, 2006
Executive: February 9, 2006
Effective: May 11, 2006
Sunset Date: January 1, 2009
Ch. 2, Laws of Mont. Co. 2006

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Health and Human Services Committee

AN ACT to:

- (1) establish an Advisory Board for the Montgomery Cares Program with certain requirements regarding composition, terms, officers, duties, voting, meetings, and staff; and
- (2) generally amend the law relating to health care services for uninsured County residents.

By adding

Montgomery County Code
Chapter 24, Health and Sanitation
Article VI, Advisory Board for Montgomery Cares Program

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 **Section 1. Chapter 24 is amended by adding Article VI, Advisory Board**
2 **for Montgomery Cares Program:**

3 **Article VI. Advisory Board for Montgomery Cares Program.**

4 **24-47. Definitions.**

- 5 (a) In this article the following words have the meanings indicated.
6 (b) “Board” means the Advisory Board for the Montgomery Cares
7 Program.
8 (c) “Department” means the Department of Health and Human Services.
9 (d) “Program” means the Montgomery Cares Program, a public/private
10 partnership between the Department and a network of nonprofit clinics
11 and hospitals that provides primary medical care and prescription
12 medications to low-income, uninsured adults who reside in the County.

13 **24-48. Established.**

14 There is an Advisory Board for the Montgomery Cares Program.

15 **24-49. Mission.**

16 The Board’s mission is to guide the development of the Program to ensure
17 steady and measurable growth in the number of uninsured County residents accessing
18 high quality and efficient health care services, including primary, specialty, dental,
19 and behavioral health care services.

20 **24-50. Members; [[and]] appointments; terms.**

- 21 (a) Total members. The Board has [[11]] 15 members.
22 (b) Ex officio members. Subject to confirmation by the County Council, the
23 County Executive should appoint the following individuals to serve as
24 ex officio members of the Board:
25 (1) The County Health Officer or Officer’s designee; and
26 (2) The Chief of the Department’s Behavioral Health and Crisis
 Services or the Chief’s designee.

28 (c) Other members. Subject to confirmation by the County Council, the
29 County Executive ~~[[must]]~~ should appoint the following individuals to
30 serve on the Board:

31 (1) 2 representatives of community health care providers that
32 participate in the Program~~[[, nominated by a majority of the~~
33 community health care providers that participate in the
34 Program]];

35 (2) 1 representative of hospitals that participate in the Program~~[[,~~
36 nominated by a majority of the hospitals that participate in the
37 Program]];

38 (3) The chair of the Board of Directors of the entity that contracts
39 with the Department to ~~[[manage the delivery of services under~~
40 the]] administer the distribution of funds for the delivery of
41 Program services or the chair's designee;

42 (4) ~~[[1]]~~ 3 members of the public, who may be current or former
43 [[recipient]] recipients of services under the Program;

44 (5) ~~[[1]]~~ expert on oral health issues;

45 (6) 1 expert on fiscal issues relating to health care systems for
46 uninsured individuals; and

47 (7) 2 experts on general issues relating to health care systems for
48 uninsured individuals]] 4 individuals who have knowledge of and
49 experience with issues relating to health care for uninsured
50 individuals such as primary care, specialty care, dental care,
51 behavioral health care, or fiscal matters relating to any of these
52 types of care;

53 (6) 1 representative of the Commission on Health; and

(7) 1 representative of the County Medical Society.

55 (d) [(1) A member appointed under subsection (c)(1) or (2) must be
56 appointed to serve a 1-year term. If nominated again as provided
57 under subsection (c)(1) and (2), the County Executive must re-
58 appoint the member, subject to confirmation by the County
59 Council.

60 (2) A member appointed under subsection (c)(3) through (7) must be
61 appointed to serve a 3-year term.]] Terms. A member appointed
62 under subsection (c) will serve a 2-year term.

63 (e) Appointments; removal. Section 2-148 does not apply to members
64 appointed under subsection (b).

65 **24-51. Voting[, officers,]; chair; meetings[, and]; compensation.**

66 (a) Voting. All members of the Board are voting members.

67 (b) Chair. The members [[appointed under Section 24-50(c)(4) through
68 (7)]] of the Board must elect a chair by majority vote to serve a 1-year
69 term.

70 (c) Meetings. The Board must meet at least 10 times each year.

71 (d) [[Section 2-148 does not apply to members appointed under Section 24-
72 50(b).]]

73 (e)]] Compensation. Except as provided in subsection (f), a member must
74 serve without compensation.

75 [[f)]] (e) Expenses. A member may request reimbursement for mileage and
76 dependent care costs at rates established by the County.

77 **24-52. Duties and staff.**

78 (a) Duties. The Board may advise the County Executive, County Council,
79 and Department on any matter relating to the goal of ensuring a steady
80 and measurable growth in the number of uninsured County residents
81 accessing high quality health care services, including:

82 (1) Eligibility criteria for participating health care providers;

- 83 (2) Eligibility criteria for individuals served by the Program;
- 84 (3) [[Formulas for funding primary, specialty, dental, and behavioral
- 85 health care services]] The method for allocating Program funds;
- 86 (4) The method of distributing funds to participating health care
- 87 providers
- 88 (5) [[The budget for each component of the Program, including
- 89 administration, drugs, and primary, specialty, dental, and
- 90 behavioral health care services]] The Program budget;
- 91 (6) Growth targets and resources needed to meet those targets;
- 92 [[and]]
- 93 (7) Evaluation of the Program, including quality of care assessment;
- 94 and
- 95 (8) Strategic planning.

96 (b) Report. The Board must submit a quarterly report to the County

97 Executive, County Council, and Department on its activities, findings,

98 and recommendations.

99 (c) Consideration of findings and recommendations. The County

100 Executive, County Council, and Department must give serious

101 consideration to the findings and recommendations of the Board [[and

102 publicly articulate a rationale for deviating from any Board

103 recommendation]].

104 (d) Staff. The Department must provide appropriate staff for the Board.

105 **24-53. Termination.**

106 (a) Date. The Board will terminate on January 1, 2009.

107 (b) Continuance of Board. By September 1, 2008, the Board must

108 recommend to the County Executive and County Council whether the

109 County should continue the Board or establish an alternative

110 governance structure for the Program.

111 *Approved:*

112
113 George Leventhal 2/1/2006
114 George L. Leventhal, President, County Council Date

115 *Approved:*

116 Douglas M. Duncan 2/9/06
117 Douglas M. Duncan, County Executive Date

117 *This is a correct copy of Council action.*

118 Linda M. Lauer 2/10/06
Linda M. Lauer, Clerk of the Council Date