

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 16

Resolution No. 41-23

Introduced by Ms. Hummer, Ms. Pickard, Ms. Leadbetter, Ms. Rodvien, Ms. Fiedler, and
Mr. Smith

By the County Council, September 18, 2023

1 RESOLUTION urging the State of Maryland to enact new laws relating to truth in
2 marketing and patient brokering and kickbacks for substance use disorder treatment
3 providers and facilities

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5 WHEREAS, high intensity outpatient programs (“HIOP”), formerly known as
6 partial hospitalization programs (“PHP”), are an increasingly common treatment
7 modality for people struggling with substance use disorder to provide
8 comprehensive medical and behavioral care in a hybrid outpatient setting; and

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10 WHEREAS, individuals in HIOP do not receive treatment in a residential setting
11 and many struggle to find appropriate residential housing to support their care; and

12
13 WHEREAS, a recovery residence is a facility that provides alcohol-free and illicit
14 drug-free housing to individuals with substance-related disorders, and, when run
15 safely and effectively, provides peer supported housing that is a critical bridge from
16 early recovery to a healthy, stable, and engaged life in the community; and

17
18 WHEREAS, a lack of recovery residence standards can lead to the exploitation and
19 victimization of individuals in recovery, and according to an article about recovery
20 residences published May 18, 2018 in Governing magazine, “[t]here is rampant
21 abuse of the system, including patient brokering, devious marketing practices,
22 kickbacks from treatment providers, and insurance fraud.”; and

23
24 WHEREAS, the County Council supports appropriate certification of recovery
25 residences and other rehabilitation facilities by state and national agencies,
26 including but not limited to certifications through Maryland Certification of
27 Recovery Residences (M CORR), Maryland RecoveryNet (MDRN), the Maryland
28 Behavioral Health Administration (BHA) and Local Behavioral Health Authorities
29 (LBHA), and the Commission on Accreditation of Rehabilitation Facilities
30 (CARF), to ensure accountability and oversight to the highest professional
31 standards; and

32
33 WHEREAS, the County Council is committed to fostering collaboration between
34 HIOP providers and recovery residences that promotes positive and supportive care
35 for individuals with substance use disorder and that does not contribute to abuses
36 in the substance use disorder treatment system which can negatively impact an
37 individual’s recovery; and

1 WHEREAS, the North Carolina General Assembly is considering the Stop
2 Addiction Fraud Ethics Act of 2023 (House Bill 415) to help combat patient
3 brokering and kickbacks in the substance use disorder treatment system by
4 regulating the financial relationship between treatment providers and recovery
5 residences; now, therefore, be it

6
7 *Resolved by the County Council of Anne Arundel County, Maryland,* That it hereby
8 urges the State of Maryland to enact new laws relating to truth in marketing and patient
9 brokering and kickbacks for substance use disorder treatment providers and facilities; and
10 be it further

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12 *Resolved,* That copies of this Resolution be sent to Delegate Heather Bagnall, Chair,
13 Anne Arundel County House Delegation; and Senator Pamela G. Beidle, Chair, Anne
14 Arundel County Senate Delegation.

READ AND PASSED this 2nd day of October, 2023.

By Order:



Laura Corby
Administrative Officer

I HEREBY CERTIFY THAT RESOLUTION NO. 41-23 IS TRUE AND CORRECT AND DULY
ADOPTED BY THE COUNTY COUNCIL OF ANNE ARUNDEL COUNTY.



Peter I. Smith
Chair