

HOUSE BILL 8

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1998 Regular Session
8lr0266
CF 8lr0979

(PRE-FILED)

By: **Delegate Menes (Chairman, Special House Committee on Drug and Alcohol Abuse) and Delegates Taylor, R. Baker, Boston, E. Burns, Eckardt, Hutchins, Montague, Petzold, Pitkin, Stup, Arnick, Curran, Harrison, Hixson, Hurson, Owings, Rawlings, Vallario, Dewberry, Busch, Guns, Kopp, W. Baker, Benson, Bozman, Conroy, Conway, C. Davis, Doory, Finifter, Franchot, Fulton, Goldwater, Hecht, Heller, Howard, Jones, Krysiak, Linton, Love, Mandel, Marriott, McIntosh, V. Mitchell, Morhaim, Nathan-Pulliam, Patterson, Perry, Proctor, Rosenberg, Rudolph, Shriver, Slade, Turner, Weir, Wood, and Workman**

Requested: November 15, 1997

Introduced and read first time: January 14, 1998

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Employment in Recovery Pilot Program**

3 FOR the purpose of establishing an Employment in Recovery Pilot Program in the
4 Department of Health and Mental Hygiene; requiring the Program to be
5 designed and administered by the Alcohol and Drug Abuse Administration of the
6 Department; specifying the purpose of the Program; specifying the duties of the
7 Administration in administering the Program; establishing certain
8 requirements for the Administration, the Department of Labor, Licensing, and
9 Regulation, and the Department of Human Resources in approving proposals;
10 specifying the requirements for submitting a proposal to the Administration for
11 participation in the Program; requiring the Administration to submit a certain
12 report; authorizing the Administration, the Department of Labor, Licensing, and
13 Regulation, and the Department of Human Resources to adopt regulations;
14 requiring the Governor to fund the Program; providing for the termination of
15 this Act; defining a certain term; and generally relating to the Employment in
16 Recovery Pilot Program.

17 BY adding to
18 Article - Health - General
19 Section 8-6B-01 through 8-6B-07, inclusive, to be under the new subtitle
20 "Subtitle 6B. Employment in Recovery Pilot Program"
21 Annotated Code of Maryland
22 (1994 Replacement Volume and 1997 Supplement)

1 Preamble

2 WHEREAS, Many factors contribute to a successful recovery from alcohol and
3 drug addiction; and

4 WHEREAS, Those factors include medical, legal, employment, and family and
5 social relationship considerations; and

6 WHEREAS, One of the factors that needs to be addressed and on which more
7 attention must be focused is employment; and

8 WHEREAS, Adequate employment will support recovery from alcohol and drug
9 addiction by increasing self-esteem, providing for sufficient legal income, providing
10 new associations with people, places, and habits, and providing a constructive daily
11 schedule and routine; and

12 WHEREAS, A successful link between employment and alcohol and drug abuse
13 treatment promises an economic benefit to local communities and the State; and

14 WHEREAS, The Alcohol and Drug Abuse Administration (ADAA) has
15 documented that 20% of clients in drug and alcohol abuse treatment programs, who
16 were unemployed and seeking employment at the time of admission into treatment,
17 were employed at discharge and that an additional 8% of those clients, who were
18 unemployed and not seeking employment at admission, were employed at discharge;
19 and

20 WHEREAS, Although these numbers represent an improvement and indicate
21 some successes, it is essential that employment is obtained by more clients who
22 complete alcohol and drug abuse treatment; and

23 WHEREAS, The cooperation of the private business sector in any strategy that
24 would link employment and alcohol and drug abuse treatment would facilitate the
25 effective training and placement of individuals undergoing treatment in meaningful
26 positions; and

27 WHEREAS, In the absence of adequate funding and direction, substance abuse
28 treatment providers have not addressed client employment needs in a consistent
29 fashion to ensure successful outcomes; and

30 WHEREAS, In recognition of this gap between current treatment programs and
31 the needs of the private job market and the lack of a focused strategy on this problem,
32 the ADAA shall design and administer an Employment in Recovery initiative that will
33 provide demonstration grants to local health departments and county governments to
34 operate, in cooperation with local businesses, innovative ADAA-funded treatment
35 programs that will, in a comprehensive and consistent manner, address client
36 employment needs both during treatment and after treatment; now, therefore,

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

Article - Health - General

SUBTITLE 6B. EMPLOYMENT IN RECOVERY PILOT PROGRAM.

3 8-6B-01.

4 IN THIS SUBTITLE, "PROGRAM" MEANS THE EMPLOYMENT IN RECOVERY PILOT
5 PROGRAM.

6 8-6B-02.

7 THERE IS AN EMPLOYMENT IN RECOVERY PILOT PROGRAM IN THE
8 DEPARTMENT.

9 8-6B-03.

10 (A) THE ADMINISTRATION SHALL DESIGN AND ADMINISTER THE PROGRAM.

11 (B) THE PURPOSE OF THE PROGRAM IS TO PROVIDE DEMONSTRATION
12 GRANTS TO LOCAL HEALTH DEPARTMENTS OR COUNTIES THAT RECEIVE FUNDING
13 FROM THE ADMINISTRATION FOR THE IMPLEMENTATION OF PROPOSALS
14 SUBMITTED BY LOCAL HEALTH DEPARTMENTS OR COUNTIES THAT OUTLINE A PLAN
15 FOR PROVIDING SUBSTANCE ABUSERS UNDERGOING ALCOHOL AND DRUG ABUSE
16 TREATMENT WITH ACCESS TO APPROPRIATE EDUCATION AND JOB SKILLS TRAINING
17 PROGRAMS AND RELATED SUPPORT SERVICES, DIRECTLY OR THROUGH
18 COLLABORATIVE ARRANGEMENTS WITH APPROPRIATE PROVIDERS AND THE LOCAL
19 PRIVATE BUSINESS SECTOR, IN ORDER TO IMPROVE THEIR ABILITY TO OBTAIN
20 MEANINGFUL EMPLOYMENT AFTER COMPLETING TREATMENT.

21 8-6B-04.

22 (A) THE PROGRAM SHALL:

23 (1) BE DESIGNED TO REQUEST SOLICITATIONS OF INTEREST FROM
24 LOCAL HEALTH DEPARTMENTS OR COUNTIES THAT RECEIVE FUNDING FROM THE
25 ADMINISTRATION; AND

26 (2) IF A LOCAL HEALTH DEPARTMENT OR COUNTY IS INTERESTED IN
27 PARTICIPATING IN THE PROGRAM, REQUIRE THE LOCAL HEALTH DEPARTMENT OR
28 COUNTY, INDIVIDUALLY OR AS PART OF A REGION, TO SUBMIT A PROPOSAL TO THE
29 ADMINISTRATION FOR REVIEW.

30 (B) (1) THE ADMINISTRATION, IN CONJUNCTION WITH THE DEPARTMENT
31 OF LABOR, LICENSING, AND REGULATION AND THE DEPARTMENT OF HUMAN
32 RESOURCES, SHALL REVIEW EACH PROPOSAL SUBMITTED UNDER SUBSECTION (A)
33 OF THIS SECTION AND APPROVE OR DISAPPROVE THE PROPOSAL FOR FUNDING.

34 (2) THE ADMINISTRATION, IN CONJUNCTION WITH THE DEPARTMENT
35 OF LABOR, LICENSING, AND REGULATION AND THE DEPARTMENT OF HUMAN

1 RESOURCES, MAY APPROVE UP TO THREE PROPOSALS FOR IMPLEMENTATION
2 UNDER THE PROGRAM.

3 (3) OF THE PROPOSALS APPROVED UNDER PARAGRAPH (2) OF THIS
4 SUBSECTION, THE ADMINISTRATION, IN CONJUNCTION WITH THE DEPARTMENT OF
5 LABOR, LICENSING, AND REGULATION AND THE DEPARTMENT OF HUMAN
6 RESOURCES, SHALL APPROVE AT LEAST ONE PROPOSAL FROM A RURAL REGION OF
7 THE STATE AND AT LEAST ONE PROPOSAL FROM AN URBAN/SUBURBAN REGION OF
8 THE STATE.

9 (C) A PROPOSAL SUBMITTED UNDER SUBSECTION (A) OF THIS SECTION SHALL
10 INCLUDE, AT A MINIMUM, THE FOLLOWING:

11 (1) A DESCRIPTION OF THE APPLICANT'S PLAN FOR ACHIEVING AND
12 MAINTAINING AN EMPLOYMENT RATE OF AT LEAST 60% FOR DISCHARGED CLIENTS
13 FOR WHOM EMPLOYMENT IS AN APPROPRIATE GOAL;

14 (2) FOR THOSE DISCHARGED CLIENTS UNDER ITEM (1) OF THIS
15 SUBSECTION, A DESCRIPTION OF THE APPLICANT'S PLAN FOR ACHIEVING AND
16 MAINTAINING A RECOVERY RATE OF AT LEAST 70% AND AN EMPLOYMENT RATE OF
17 AT LEAST 70% FOR A MINIMUM OF AT LEAST 2 YEARS FOLLOWING DISCHARGE;

18 (3) A DESCRIPTION OF THE APPLICANT'S PLAN FOR PROVIDING A
19 CONTINUUM OF ALCOHOL ABUSE AND DRUG ABUSE TREATMENT PROGRAM
20 SERVICES, INCLUDING AFTERCARE SUPPORT SERVICES FOR EACH CLIENT FOR A
21 MINIMUM OF 1 YEAR FOLLOWING DISCHARGE, IN ORDER TO PREVENT RELAPSES
22 AND SUBSEQUENT READMISSIONS INTO TREATMENT;

23 (4) DOCUMENTATION OF THE APPLICANT'S PREPAREDNESS AND PLAN
24 TO COLLABORATE WITH LOCAL JOB TRAINING AGENCIES, EMPLOYERS, AND ANY
25 OTHER PERSON THAT MAY BE NECESSARY FOR THE APPLICANT TO PROVIDE JOB
26 SKILLS TRAINING, VOCATIONAL TRAINING SERVICES, AND OTHER NEEDED AND
27 APPROPRIATE EDUCATION AND SUPPORT SERVICES, SUCH AS MONEY MANAGEMENT
28 PRINCIPLES, TRANSPORTATION SERVICES, AND HIRING OR ARRANGING FOR THE
29 SERVICES OF VOCATIONAL SPECIALISTS;

30 (5) A DESCRIPTION OF ANY INCENTIVES, BOTH FINANCIAL AND
31 NONFINANCIAL, THAT THE APPLICANT INTENDS TO PROVIDE TO POTENTIAL
32 EMPLOYERS OF CLIENTS IN ORDER TO ENCOURAGE PRIVATE BUSINESS
33 PARTICIPATION IN THE PROGRAM;

34 (6) DOCUMENTATION OF THE APPLICANT'S PLAN TO DEVELOP
35 APPROPRIATE CLIENT BUSINESS VENTURES OR SUPPORTIVE EMPLOYMENT
36 OPPORTUNITIES;

37 (7) DOCUMENTATION OF THE APPLICANT'S BUDGET TO IMPLEMENT ITS
38 PROPOSAL AND THE NUMBER OF CLIENTS IT EXPECTS TO SERVE;

39 (8) THE APPLICANT'S PLAN FOR EVALUATING ITS PROPOSAL IN ORDER
40 FOR THE APPLICANT AND THE ADMINISTRATION TO DOCUMENT THOSE FACTORS

1 THAT CONTRIBUTED TO THE APPLICANT'S SUCCESS OR LACK OF SUCCESS IN
2 ACHIEVING AND MAINTAINING BOTH THE MINIMUM 60% EMPLOYMENT RATE AND
3 THE MINIMUM 70% RECOVERY RATE AND EMPLOYMENT RATE FOR 2 YEARS
4 FOLLOWING DISCHARGE, AS DESCRIBED UNDER ITEMS (1) AND (2) OF THIS
5 SUBSECTION; AND

6 (9) THE APPLICANT'S AGREEMENT TO PARTICIPATE IN AN ANNUAL
7 REVIEW OF ITS PROPOSAL IN ORDER TO DETERMINE, SUBJECT TO AVAILABLE
8 FUNDING, THE VIABILITY OF ITS CONTINUATION.

9 8-6B-05.

10 THE ADMINISTRATION, THE DEPARTMENT OF LABOR, LICENSING, AND
11 REGULATION, AND THE DEPARTMENT OF HUMAN RESOURCES MAY EACH ADOPT
12 REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SUBTITLE.

13 8-6B-06.

14 (A) BEGINNING JULY 1, 1999, AND EACH JULY 1 THEREAFTER, THE
15 ADMINISTRATION SHALL SUBMIT A REPORT TO THE GOVERNOR AND, SUBJECT TO §
16 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY ON THE
17 PROGRAM.

18 (B) THE REPORT SHALL INCLUDE:

19 (1) THE NUMBER OF PROPOSALS SUBMITTED DURING THE PREVIOUS
20 YEAR, THE NUMBER OF THOSE PROPOSALS APPROVED FOR FUNDING AND PROVIDED
21 A DEMONSTRATION GRANT, AND FOR EACH APPROVED PROPOSAL, THE AMOUNT OF
22 THE DEMONSTRATION GRANT PROVIDED;

23 (2) THE RESULTS OF THE ANNUAL REVIEW CONDUCTED BY THE
24 ADMINISTRATION ON EACH PROPOSAL THAT RECEIVED A DEMONSTRATION GRANT
25 UNDER THIS SUBTITLE; AND

26 (3) ANY OTHER INFORMATION THE ADMINISTRATION CONSIDERS
27 APPROPRIATE.

28 8-6B-07.

29 THE GOVERNOR SHALL PROVIDE FUNDING FOR THE PROGRAM IN THE ANNUAL
30 BUDGET.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 July 1, 1998. It shall remain effective for a period of 3 years and, at the end of June
33 30, 2001, with no further action required by the General Assembly, this Act shall be
34 abrogated and of no further force and effect.