

SENATE BILL 112

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1998 Regular Session
8lr0979
CF 8lr0266

By: **Senator Dorman**
Introduced and read first time: January 19, 1998
Assigned to: Finance

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: February 23, 1998

CHAPTER _____

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~~ certain terms; and generally relating to the
16 Employment in 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:

1 **Article - Health - General**

2 SUBTITLE 6B. EMPLOYMENT IN RECOVERY PILOT PROGRAM.

3 8-6B-01.

4 ~~IN THIS SUBTITLE, (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE~~
5 MEANINGS INDICATED.

6 (B) "PROGRAM" MEANS THE EMPLOYMENT IN RECOVERY PILOT PROGRAM.

7 (C) "TREATMENT" MEANS TREATMENT THAT IS RECEIVED IN AN ALCOHOL
8 ABUSE AND DRUG ABUSE TREATMENT PROGRAM, AS DEFINED IN § 8-403 OF THIS
9 TITLE, THAT IS CERTIFIED BY THE ADMINISTRATION OR EXEMPT FROM THE
10 CERTIFICATION REQUIREMENTS UNDER § 8-403 OF THIS TITLE.

11 8-6B-02.

12 THERE IS AN EMPLOYMENT IN RECOVERY PILOT PROGRAM IN THE
13 DEPARTMENT.

14 8-6B-03.

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

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

26 8-6B-04.

27 (A) THE PROGRAM SHALL:

28 (1) BE DESIGNED TO REQUEST SOLICITATIONS OF INTEREST FROM
29 LOCAL HEALTH DEPARTMENTS OR COUNTIES THAT RECEIVE FUNDING FROM THE
30 ADMINISTRATION; AND31 (2) IF A LOCAL HEALTH DEPARTMENT OR COUNTY IS INTERESTED IN
32 PARTICIPATING IN THE PROGRAM, REQUIRE THE LOCAL HEALTH DEPARTMENT OR
33 COUNTY, INDIVIDUALLY OR AS PART OF A REGION, TO SUBMIT A PROPOSAL TO THE
34 ADMINISTRATION FOR REVIEW.

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

5 (2) THE ADMINISTRATION, IN CONJUNCTION WITH THE DEPARTMENT
6 OF LABOR, LICENSING, AND REGULATION AND THE DEPARTMENT OF HUMAN
7 RESOURCES, MAY APPROVE UP TO THREE PROPOSALS FOR IMPLEMENTATION
8 UNDER THE PROGRAM.

9 (3) OF THE PROPOSALS APPROVED UNDER PARAGRAPH (2) OF THIS
10 SUBSECTION, THE ADMINISTRATION, IN CONJUNCTION WITH THE DEPARTMENT OF
11 LABOR, LICENSING, AND REGULATION AND THE DEPARTMENT OF HUMAN
12 RESOURCES, SHALL APPROVE AT LEAST ONE PROPOSAL FROM A RURAL REGION OF
13 THE STATE AND AT LEAST ONE PROPOSAL FROM AN URBAN/SUBURBAN REGION OF
14 THE STATE.

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

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

20 (2) FOR THOSE DISCHARGED CLIENTS ~~UNDER ITEM (1) OF THIS~~
21 SUBSECTION FOR WHOM EMPLOYMENT IS AN APPROPRIATE GOAL AND WHO ARE
22 EMPLOYED AT THE TIME OF DISCHARGE, A DESCRIPTION OF THE APPLICANT'S PLAN
23 FOR ACHIEVING AND MAINTAINING A RECOVERY RATE OF AT LEAST 70% AND AN
24 EMPLOYMENT RATE OF AT LEAST 70% FOR A MINIMUM OF AT LEAST 2 YEARS
25 FOLLOWING DISCHARGE;

26 (3) A DESCRIPTION OF THE APPLICANT'S PLAN FOR PROVIDING A
27 CONTINUUM OF ALCOHOL ABUSE AND DRUG ABUSE TREATMENT PROGRAM
28 SERVICES, INCLUDING AFTERCARE SUPPORT SERVICES FOR EACH CLIENT FOR A
29 MINIMUM OF ~~1 YEAR~~ 2 YEARS FOLLOWING DISCHARGE, IN ORDER TO PREVENT
30 RELAPSES AND SUBSEQUENT READMISSIONS INTO TREATMENT;

31 (4) DOCUMENTATION OF THE APPLICANT'S PREPAREDNESS AND PLAN
32 TO COLLABORATE WITH LOCAL JOB TRAINING AGENCIES, EMPLOYERS, AND ANY
33 OTHER PERSON THAT MAY BE NECESSARY FOR THE APPLICANT TO PROVIDE JOB
34 SKILLS TRAINING, VOCATIONAL TRAINING SERVICES, AND OTHER NEEDED AND
35 APPROPRIATE EDUCATION AND SUPPORT SERVICES, SUCH AS MONEY MANAGEMENT
36 PRINCIPLES, TRANSPORTATION SERVICES, AND HIRING OR ARRANGING FOR THE
37 SERVICES OF VOCATIONAL SPECIALISTS;

38 (5) A DESCRIPTION OF ANY INCENTIVES, BOTH FINANCIAL AND
39 NONFINANCIAL, THAT THE APPLICANT INTENDS TO PROVIDE TO POTENTIAL
40 EMPLOYERS OF CLIENTS IN ORDER TO ENCOURAGE PRIVATE BUSINESS
41 PARTICIPATION IN THE PROGRAM;

1 (6) DOCUMENTATION OF THE APPLICANT'S PLAN TO DEVELOP
2 APPROPRIATE CLIENT BUSINESS VENTURES OR SUPPORTIVE EMPLOYMENT
3 OPPORTUNITIES;

4 (7) DOCUMENTATION OF THE APPLICANT'S BUDGET TO IMPLEMENT ITS
5 PROPOSAL, INCLUDING FUNDS TO COVER THE LIVING EXPENSES THAT CLIENTS IN
6 THE PROGRAM WOULD OTHERWISE OWE TO A FACILITY THAT IS CERTIFIED BY THE
7 ADMINISTRATION OR EXEMPT FROM THE CERTIFICATION REQUIREMENTS UNDER §
8 8-403 OF THIS TITLE, AND THE NUMBER OF CLIENTS IT EXPECTS TO SERVE;

9 (8) THE APPLICANT'S PLAN FOR EVALUATING ITS PROPOSAL IN ORDER
10 FOR THE APPLICANT AND THE ADMINISTRATION TO DOCUMENT THOSE FACTORS
11 THAT CONTRIBUTED TO THE APPLICANT'S SUCCESS OR LACK OF SUCCESS IN
12 ACHIEVING AND MAINTAINING BOTH THE MINIMUM 60% EMPLOYMENT RATE AND
13 THE MINIMUM 70% RECOVERY RATE AND EMPLOYMENT RATE FOR 2 YEARS
14 FOLLOWING DISCHARGE, AS DESCRIBED UNDER ITEMS (1) AND (2) OF THIS
15 SUBSECTION; ~~AND~~

16 (9) THE APPLICANT'S AGREEMENT TO PARTICIPATE IN AN ANNUAL
17 REVIEW OF ITS PROPOSAL IN ORDER TO DETERMINE, SUBJECT TO AVAILABLE
18 FUNDING, THE VIABILITY OF ITS CONTINUATION; AND

19 (10) THE APPLICANT'S PLAN TO ENSURE THAT CLIENTS IN THE PROGRAM
20 RECEIVE TREATMENT IN AN ALCOHOL ABUSE AND DRUG ABUSE TREATMENT
21 PROGRAM, AS DEFINED IN § 8-403 OF THIS TITLE, THAT IS CERTIFIED BY THE
22 ADMINISTRATION OR EXEMPT FROM THE CERTIFICATION REQUIREMENTS UNDER §
23 8-403 OF THIS TITLE.

24 8-6B-05.

25 THE ADMINISTRATION, THE DEPARTMENT OF LABOR, LICENSING, AND
26 REGULATION, AND THE DEPARTMENT OF HUMAN RESOURCES MAY EACH ADOPT
27 REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SUBTITLE.

28 8-6B-06.

29 (A) BEGINNING JULY 1, 1999, AND EACH JULY 1 THEREAFTER, THE
30 ADMINISTRATION SHALL SUBMIT A REPORT TO THE GOVERNOR AND, SUBJECT TO §
31 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY ON THE
32 PROGRAM.

33 (B) THE REPORT SHALL INCLUDE:

34 (1) THE NUMBER OF PROPOSALS SUBMITTED DURING THE PREVIOUS
35 YEAR, THE NUMBER OF THOSE PROPOSALS APPROVED FOR FUNDING AND PROVIDED
36 A DEMONSTRATION GRANT, AND FOR EACH APPROVED PROPOSAL, THE AMOUNT OF
37 THE DEMONSTRATION GRANT PROVIDED;

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

4 (3) ANY OTHER INFORMATION THE ADMINISTRATION CONSIDERS
5 APPROPRIATE.

6 8-6B-07.

7 THE GOVERNOR SHALL PROVIDE FUNDING FOR THE PROGRAM IN THE ANNUAL
8 BUDGET.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 July 1, 1998. It shall remain effective for a period of 3 years and, at the end of June
11 30, 2001, with no further action required by the General Assembly, this Act shall be
12 abrogated and of no further force and effect.