

SENATE BILL 743

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2000 Regular Session
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CF 0lr2025

By: **Senators Neall, Blount, Hollinger, Hoffman, Van Hollen, Middleton,
McCabe, Jacobs, Frosh, Collins, Sfikas, Conway, Dyson, Kasemeyer,
Munson, Hogan, Ruben, Currie, Pinsky, and Stoltzfus**

Introduced and read first time: February 4, 2000

Assigned to: Economic and Environmental Affairs and Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Substance Abuse Treatment Outcomes Partnership - S.T.O.P. Fund and**
3 **Council**

4 FOR the purpose of creating a Substance Abuse Treatment Outcomes Partnership
5 Fund; providing for the administration and funding of the Fund; requiring the
6 Governor to establish a Substance Abuse Treatment Outcomes Partnership
7 Council; providing for the membership and staff of the Council; providing for
8 applications and evaluations of requests for partnership funding; specifying that
9 participating jurisdictions are responsible for a certain proportion of costs, not to
10 exceed a certain amount; providing for a specified amount in the State budget
11 for the Fund for certain fiscal years; requiring the Council to adopt certain
12 regulations and issue an annual report to the Governor and the General
13 Assembly by a certain date; defining certain terms; and generally relating to the
14 Substance Abuse Treatment Outcomes Partnership Fund and Council.

15 BY adding to
16 Article - Health - General
17 Section 8-6C-01 through 8-6C-04, inclusive, to be under the new subtitle
18 "Subtitle 6C. The Substance Abuse Treatment Outcomes Partnership Fund
19 and Council"
20 Annotated Code of Maryland
21 (1994 Replacement Volume and 1999 Supplement)

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

Article - Health - General**SUBTITLE 6C. THE SUBSTANCE ABUSE TREATMENT OUTCOMES PARTNERSHIP FUND
AND COUNCIL.**

8-6C-01.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
INDICATED.

(B) "ELIGIBLE TARGETED POPULATION" INCLUDES:

- (1) MOTHERS OF DRUG-ADDICTED INFANTS;
- (2) PARENTS OF CHILDREN IN NEED OF ASSISTANCE;
- (3) HOSPITAL EMERGENCY ROOM ADMITTEES;
- (4) NEEDY FAMILIES RECEIVING TEMPORARY CASH ASSISTANCE;
- (5) FOSTER CARE CHILDREN AND PARENTS;
- (6) CHILDREN IN AFTER-SCHOOL PROGRAMS AND THEIR PARENTS,
INCLUDING CHILDREN AND PARENTS IN PROGRAMS SUPPORTED BY THE MARYLAND
AFTER-SCHOOL OPPORTUNITY FUND;
- (7) PARENTS SUBJECT TO ARREARAGES IN CHILD SUPPORT PAYMENTS;
- (8) FIRST-TIME DRUG OFFENDERS, INCLUDING THOSE UNDER
ADJUDICATION BY MARYLAND'S COURTS;
- (9) PRETRIAL CORRECTIONAL INMATES;
- (10) PRERELEASE CORRECTIONAL INMATES; AND
- (11) THE GENERAL INMATE POPULATION WITHIN COUNTY-MANAGED
CORRECTIONAL FACILITIES.

(C) "PARTNERSHIP FUNDING" MEANS MONEY GRANTED FROM THE
SUBSTANCE ABUSE TREATMENT OUTCOMES PARTNERSHIP FUND, FOR PROPOSALS
APPROVED BY THE SUBSTANCE ABUSE TREATMENT OUTCOMES PARTNERSHIP
COUNCIL TO MATCH LOCAL FUNDING.

(D) "PROPOSAL" MEANS A PLAN UNDER THIS SUBTITLE TO PROVIDE NEW OR
EXPANDED SUBSTANCE ABUSE TREATMENT SERVICES TO ONE OR MORE ELIGIBLE
TARGETED POPULATIONS.

(E) "REQUEST FOR PARTNERSHIP FUNDING" MEANS A PROPOSAL, SUBMITTED
BY THE GOVERNING BODIES OF ONE OR MORE JURISDICTIONS, TO PROVIDE
SUBSTANCE ABUSE TREATMENT SERVICES TO ONE OR MORE ELIGIBLE TARGETED
POPULATIONS WITHIN THE REQUESTING JURISDICTION OR JURISDICTIONS.

1 8-6C-02.

2 (A) THERE SHALL BE A SUBSTANCE ABUSE TREATMENT OUTCOMES
3 PARTNERSHIP FUND, ESTABLISHED WITHIN THE DEPARTMENT OF HEALTH AND
4 MENTAL HYGIENE.

5 (B) THE FUND SHALL BE ADMINISTERED ACCORDING TO THE SUBTITLE.

6 (C) (1) THE FUND SHALL RECEIVE MONEYS AS PROVIDED BY THE
7 GOVERNOR IN THE STATE BUDGET.

8 (2) THE FUND ALSO MAY ACCEPT FUNDS FROM LOCAL, NONPROFIT, OR
9 PRIVATE ORGANIZATIONS.

10 8-6C-03.

11 (A) (1) IN CONSULTATION WITH THE DEPARTMENT OF HEALTH AND
12 MENTAL HYGIENE AND LOCAL HEALTH OFFICERS, THE GOVERNOR SHALL
13 ESTABLISH A SUBSTANCE ABUSE TREATMENT OUTCOMES PARTNERSHIP COUNCIL.

14 (2) THE MEMBERSHIP OF THE COUNCIL SHALL INCLUDE APPROPRIATE
15 UNITS OF STATE AND LOCAL GOVERNMENT WITH EXPERTISE IN COORDINATING AND
16 MANAGING SUBSTANCE ABUSE TREATMENT PROGRAMS.

17 (B) STAFF SUPPORT SHALL BE PROVIDED BY THE DEPARTMENT OF HEALTH
18 AND MENTAL HYGIENE.

19 (C) ON OR BEFORE NOVEMBER 1, 2000, THE GOVERNOR SHALL APPOINT THE
20 MEMBERSHIP AND DETERMINE THE MEMBERSHIP TERMS AND STRUCTURE FOR THE
21 COUNCIL.

22 (D) THE COUNCIL SHALL ADOPT REGULATIONS TO:

23 (1) ESTABLISH TIMELINES AND PROCEDURES FOR REQUESTS FOR
24 PARTNERSHIP FUNDING, CONSISTENT WITH THIS SUBTITLE;

25 (2) ESTABLISH GUIDELINES TO ENSURE THAT PROPOSALS RECEIVING
26 PARTNERSHIP FUNDING DO NOT SERVE INDIVIDUALS WHO ARE SERVED BY
27 EXISTING TREATMENT PROGRAMS;

28 (3) ESTABLISH GUIDELINES THAT REQUIRE PROGRAMS TO BILL
29 THIRD-PARTY INSURERS; AND

30 (4) MANAGE THE FUND AND AUTHORIZE DISTRIBUTION OF MONEY
31 FROM THE FUND IN ACCORDANCE WITH THIS SUBTITLE.

32 (E) ON OR BEFORE DECEMBER 1 OF EACH YEAR, THE COUNCIL SHALL ISSUE A
33 REPORT TO THE GOVERNOR AND TO THE GENERAL ASSEMBLY EVALUATING THE
34 RESULTS OF FUNDED PARTNERSHIPS USING THE PERFORMANCE AND OUTCOME
35 INDICATORS INCLUDED IN THE FUNDING REQUEST AND OTHER MEASUREMENTS
36 THE COUNCIL DEEMS APPROPRIATE.

1 8-6C-04.

2 (A) IN THIS SECTION, "COUNTY" INCLUDES BALTIMORE CITY.

3 (B) A REQUEST FOR PARTNERSHIP FUNDING MAY BE SUBMITTED TO THE
4 COUNCIL BY:

5 (1) THE GOVERNING BODY OF A COUNTY; OR

6 (2) THE GOVERNING BODY OF MORE THAN ONE COUNTY.

7 (C) A REQUEST FOR PARTNERSHIP FUNDING SHALL BE MADE IN
8 ACCORDANCE WITH A SCHEDULE AND FORMAT DETERMINED BY THE COUNCIL.

9 (D) IN A REQUEST FOR PARTNERSHIP FUNDING, THE APPLICANT SHALL
10 INCLUDE:

11 (1) A DESCRIPTION OF THE PROPOSAL;

12 (2) AN INDICATION OF THE ELIGIBLE TARGETED POPULATION OR
13 POPULATIONS THAT THE PROPOSAL WILL SERVE;

14 (3) A DESCRIPTION OF THE SERVICES TO BE PROVIDED UNDER THE
15 PROPOSED NEW OR EXPANDED PROGRAM;

16 (4) A PLAN TO REACH THE TARGETED POPULATIONS USING RELEVANT
17 MEANS OF CONTACT;

18 (5) PERFORMANCE AND OUTCOME INDICATORS TO EVALUATE THE
19 PROGRAM EFFECTIVENESS, INCLUDING A DESCRIPTION OF THE EXPECTED
20 SCHEDULE AND METHODS FOR MEASURING PERFORMANCE AND OUTCOME; AND

21 (6) A STATEMENT OF THE FUNDS THAT THE APPLICANT INTENDS TO
22 COMMIT.

23 (E) IN EVALUATING A REQUEST FOR PARTNERSHIP FUNDING, THE COUNCIL
24 SHALL CONSIDER:

25 (1) THE PERFORMANCE AND OUTCOME INDICATORS SPECIFIED;

26 (2) THE DEGREE TO WHICH THE PROPOSAL MAY REDUCE THE NEED FOR
27 OTHER STATE OR LOCAL PUBLIC SERVICES OR PROGRAMS INTENDED FOR THE
28 POPULATIONS TARGETED BY THE PROPOSAL;

29 (3) PRIOR CONTRIBUTIONS OF FUNDS FOR SUBSTANCE ABUSE
30 TREATMENT PROGRAMS BY A COUNTY OR COUNTIES REQUESTING PARTNERSHIP
31 FUNDING;

32 (4) THE EXTENT TO WHICH THE PROPOSAL INCORPORATES THE USE OF
33 EXCESS OR OTHERWISE AVAILABLE MEDICAL-RELATED FACILITIES, INCLUDING
34 VACANT HOSPITAL BEDS;

1 (5) HOW THE PROPOSAL FITS INTO A BALANCED APPROACH TO THE
2 STATE'S VARIETY OF SUBSTANCE ABUSE NEEDS AND POPULATIONS THAT SERVES
3 DIFFERENT GEOGRAPHIC AREAS OF THE STATE WITH PARTNERSHIP FUNDING; AND

4 (6) THE EXTENT TO WHICH THE PROPOSAL IS PART OF OR CONSISTENT
5 WITH A REGIONAL STRATEGY FOR SUBSTANCE ABUSE TREATMENT PROGRAMS
6 AFFECTING ADJOINING JURISDICTIONS.

7 (F) (1) THE COUNCIL SHALL AWARD PARTNERSHIP FUNDING FOLLOWING
8 THE CONSIDERATIONS IN THIS SECTION.

9 (2) A COUNTY GRANTED FUNDING SHALL BE RESPONSIBLE FOR NOT
10 MORE THAN ONE-HALF OF THE COST OF THE APPROVED PROGRAM.

11 SECTION 2. AND BE IT FURTHER ENACTED, That the Governor shall
12 include in the State budget for fiscal years 2002, 2003, and 2004 at least \$12.5 million
13 each year for the Substance Abuse Treatment Outcomes Partnership Fund
14 established under this Act, to be distributed and managed in accordance with this Act.

15 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2000.