
By: **Delegate Love (Chairman, Anne Arundel County Delegation)**

Introduced and read first time: March 5, 2004

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Community-Based Mental Health Services - Funding**

3 FOR the purpose of requiring the Governor to include in the annual budget bill a
4 certain appropriation for community-based mental health services for Anne
5 Arundel County; and generally relating to funding for community-based mental
6 health services.

7 BY repealing and reenacting, with amendments,
8 Article - Health - General
9 Section 10-207
10 Annotated Code of Maryland
11 (2000 Replacement Volume and 2003 Supplement)

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

14 **Article - Health - General**

15 10-207.

16 (a) By January 1, 1992, within existing resources, the Director shall update
17 the current Mental Hygiene Administration 3-year plan for mental health, which was
18 submitted to the federal government in response to § 1925 of the Public Health
19 Service Act, in order to plan for those individuals who:

20 (1) Have a serious mental disorder as defined in the plan; and

21 (2) Are not receiving the appropriate array of community-based services
22 described in the "total need" section of the 3-year mental health plan that expired on
23 June 30, 1991.

24 (b) (1) By October 1, 1993, within existing resources and in concert with
25 local core service agencies, the Director shall prepare a comprehensive mental health
26 plan which identifies the needs of all individuals who have a serious mental disorder
27 and who are targeted for services in the "Comprehensive Mental Health Services

1 Plan" submitted by the State to the federal government in accordance with § 1925 of
2 the Public Health Service Act.

3 (2) The comprehensive mental health plan shall:

4 (i) Include annual strategic projections, through the year 2000, of
5 resources needed;

6 (ii) Plan for those individuals who have a serious mental disorder,
7 including those who are presently not being served by the public mental health
8 system, those who are homeless, and those children, adults, and elderly individuals
9 living without services in the community with their families or on their own who are
10 at risk of further institutionalization;

11 (iii) Plan for individuals who have a serious mental disorder and
12 who are presently residing in a State facility, nursing home, or jail who could
13 appropriately be served in the community if the proper community-based services
14 were available to them;

15 (iv) Plan for individuals who have a serious mental disorder and
16 who are unable or unwilling to obtain community-based services from existing
17 State-supported programs or from the private sector and assess their need for
18 additional, flexible, individualized, or otherwise more appropriate services;

19 (v) Plan for the extent of need for the development of additional
20 community-based housing and related support services;

21 (vi) Plan for the extent of the need for additional community-based
22 support services, including rehabilitation, clinical treatment, case management, crisis
23 and emergency services, mobile treatment, in-home intervention services,
24 school-based, after-school services, respite and family support services, and
25 vocational services in order to implement the orderly transfer of institutionalized
26 individuals who can live in the community and to serve those individuals presently in
27 the community who are now underserved or unserved and at risk of
28 institutionalization;

29 (vii) Evaluate the role of existing State hospitals and plan for the
30 reallocation to the community of any funds saved through hospital downsizing,
31 consolidation, or closure; and

32 (viii) Be consistent with the goal of providing comprehensive,
33 coordinated community-based housing and support services for every individual who
34 has a serious mental disorder and who is appropriate for and in need of such services.

35 (c) The Director, within existing resources, shall submit each plan and any
36 updates to the Governor and, as provided in § 2-1246 of the State Government
37 Article, to the General Assembly.

38 (d) The Director shall, in concert with local core service agencies, implement
39 each plan to the extent that resources are available.

1 (E) BEGINNING IN FISCAL YEAR 2006 AND IN EACH FISCAL YEAR
2 THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL A
3 GENERAL FUND APPROPRIATION OF AT LEAST \$5,000,000 TO PROVIDE
4 COMMUNITY-BASED MENTAL HEALTH SERVICES IN ANNE ARUNDEL COUNTY.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2004.