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

Introduced and read first time: March 5, 2004

Assigned to: Rules and Executive Nominations

Re-referred to: Health and Government Operations and Appropriations, March 15, 2004

Committee Report: Favorable with amendments

House action: Adopted

Read second time: April 1, 2004

CHAPTER _____

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~~ subject to certain requirements; and generally relating to
6 funding for community-based mental 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

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

4 (b) (1) By October 1, 1993, within existing resources and in concert with
5 local core service agencies, the Director shall prepare a comprehensive mental health
6 plan which identifies the needs of all individuals who have a serious mental disorder
7 and who are targeted for services in the "Comprehensive Mental Health Services
8 Plan" submitted by the State to the federal government in accordance with § 1925 of
9 the Public Health Service Act.

10 (2) The comprehensive mental health plan shall:

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

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

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

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

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

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

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

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

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

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

9 (E) BEGINNING IN FISCAL YEAR 2006 AND IN EACH FISCAL YEAR
10 THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL A
11 GENERAL FUND APPROPRIATION OF AT LEAST \$5,000,000 TO PROVIDE
12 COMMUNITY-BASED MENTAL HEALTH SERVICES ~~IN ANNE ARUNDEL COUNTY~~ AS
13 FOLLOWS:

14 (1) \$4,000,000 SHALL BE PROVIDED IN THE BUDGET OF THE MENTAL
15 HYGIENE ADMINISTRATION TO SUPPORT THE EXPANSION OF COMMUNITY MENTAL
16 HEALTH SERVICES IN ANNE ARUNDEL, PRINCE GEORGE'S, CALVERT, CHARLES, AND
17 ST. MARY'S COUNTIES IN ACCORDANCE WITH A PLAN DEVELOPED UNDER THE
18 LEADERSHIP OF THE ANNE ARUNDEL COUNTY HEALTH DEPARTMENT AND
19 SUBMITTED TO THE MENTAL HYGIENE ADMINISTRATION; AND

20 (2) \$1,000,000 SHALL BE PROVIDED TO CONTINUE COMMUNITY
21 SUPPORTS FOR PATIENTS DISCHARGED FROM CROWNSVILLE HOSPITAL.

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