

# SENATE BILL 641

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By: **Senator Klausmeier**

Introduced and read first time: February 6, 2015

Assigned to: Finance

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 13, 2015

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Public Health – Substance Abuse Treatment Outcomes Partnership Fund**

3 FOR the purpose of altering the definition of “eligible populations” to allow funds from the  
4 Substance Abuse Treatment Outcomes Partnership Fund to be used for services  
5 provided to drug offenders under the supervision of certain courts; altering the  
6 information an applicant is required to include in a request for Partnership funding;  
7 repealing the requirement that the Department of Health and Mental Hygiene  
8 consult with a certain task force in evaluating a request for and awarding  
9 Partnership funding; authorizing a participating county, under certain  
10 circumstances, to use Partnership funding to continue or expand funding for eligible  
11 functions; declaring the intent of the General Assembly; defining a certain term;  
12 altering a certain definition; making conforming changes; and generally relating to  
13 the Substance Abuse Treatment Outcomes Partnership Fund.

14 BY repealing and reenacting, with amendments,  
15 Article – Health – General  
16 Section 8–6C–01 and 8–6C–04  
17 Annotated Code of Maryland  
18 (2009 Replacement Volume and 2014 Supplement)

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

21 **Article – Health – General**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 8-6C-01.

2 (a) In this subtitle the following words have the meanings indicated.

3 (B) **“ELIGIBLE FUNCTIONS” INCLUDES:**

4 (1) **TRANSPORTATION TO AND FROM TREATMENT SERVICES;**

5 (2) **TREATMENT, PREVENTION, OR COORDINATION STAFF;**

6 (3) **DATA SHARING SERVICES AMONG COUNTIES AND OTHER**  
7 **APPROPRIATE TREATMENT PROVIDERS;**

8 (4) **EDUCATION OR OUTREACH PROGRAMS AND MATERIALS;**

9 (5) **IN-COMMUNITY EMERGENCY BEHAVIORAL HEALTH SERVICES OR**  
10 **CRISIS STABILIZATION UNITS; AND**

11 (6) **BEHAVIORAL HEALTH PROGRAMS IN SCHOOLS.**

12 [(b)] (C) “Eligible population” includes:

13 (1) Mothers of drug-addicted infants;

14 (2) Parents of children in need of assistance;

15 (3) Hospital emergency room admittees;

16 (4) Needy families receiving temporary cash assistance;

17 (5) Foster care children and parents;

18 (6) Children in after-school programs and their parents, including children  
19 and parents in programs supported by the Maryland After-School Opportunity Fund;

20 (7) Adolescents;

21 (8) Parents subject to arrearages in child support payments;

22 (9) Drug offenders under the supervision of the Division of Parole and  
23 Probation;

24 (10) Pretrial correctional inmates;

25 (11) Prerelease correctional inmates;

1 (12) The general inmate population within county–managed correctional  
2 facilities; [and]

3 (13) Parents of children entering out–of–home placements or at risk of  
4 entering out–of–home placements; **AND**

5 (14) **DRUG OFFENDERS UNDER THE SUPERVISION OF THE PROBLEM**  
6 **SOLVING COURTS.**

7 [(c)] (D) “Partnership funding” means money granted from the Substance Abuse  
8 Treatment Outcomes Partnership Fund to match local funding.

9 [(d)] (E) “Proposal” means a plan under this subtitle to provide new or expanded  
10 substance abuse treatment services.

11 [(e)] (F) “Request for Partnership funding” means a proposal, submitted by the  
12 governing bodies of one or more jurisdictions, to provide substance abuse treatment services  
13 to one or more eligible populations **OR TO PROVIDE ELIGIBLE FUNCTIONS** within the  
14 requesting jurisdiction or jurisdictions.

15 8–6C–04.

16 (a) In this section, “county” includes Baltimore City.

17 (b) A request for Partnership funding may be submitted to the Department by:

18 (1) The governing body of a county; or

19 (2) The governing body of more than one county.

20 (c) A request for Partnership funding shall be made in accordance with a schedule  
21 and format determined by the Department, in consultation with the Task Force to Study  
22 Increasing the Availability of Substance Abuse Programs.

23 (d) In a request for Partnership funding, the applicant or applicants shall include:

24 (1) A description of the proposal;

25 (2) (I) An indication of the eligible targeted population or populations  
26 that the proposal will serve; **OR**

27 (II) **THE ELIGIBLE FUNCTIONS THAT WILL BE FUNDED UNDER**  
28 **THE PROPOSAL;**

29 (3) A description of the services to be provided under the proposed new or  
30 expanded program and an identification of the local providers able to provide those services;

1 (4) A plan to reach the targeted populations using relevant means of  
2 contact;

3 (5) Performance and outcome indicators to evaluate the program  
4 effectiveness, including a description of the expected schedule and methods for measuring  
5 performance and outcome; and

6 (6) A statement of the funds **OR IN-KIND CONTRIBUTIONS** that the  
7 applicant intends to commit.

8 (e) In evaluating a request for Partnership funding, the Department[, in  
9 consultation with the Task Force to Study Increasing the Availability of Substance Abuse  
10 Programs,] shall consider:

11 (1) The performance and outcome indicators specified;

12 (2) The degree to which the proposal may reduce the need for other State  
13 or local public services or programs intended for the populations targeted by the proposal;

14 (3) The extent to which the proposal incorporates the use of excess or  
15 otherwise available medical-related facilities, including vacant hospital beds;

16 (4) How the proposal fits into a balanced approach to the State's variety of  
17 substance abuse needs and populations that serves different geographic areas of the State  
18 with Partnership funding; and

19 (5) The extent to which the proposal is part of or consistent with a regional  
20 strategy for substance abuse treatment programs affecting adjoining jurisdictions.

21 (f) (1) [After consulting with the Task Force to Study Increasing the  
22 Availability of Substance Abuse Programs, the] **THE** Department shall award Partnership  
23 funding following the considerations in this section.

24 (2) (i) Except as provided in subparagraph (ii) of this paragraph, a  
25 county granted funding shall be responsible for one-half of the cost of the approved  
26 partnership.

27 (ii) The Department may award Partnership funding that results in  
28 a county being responsible for less than one-half of the cost of the approved partnership  
29 after considering:

30 1. The financial hardship of the participating county;

31 2. Prior contributions of funds for substance abuse treatment  
32 programs made by the participating county; or



1                                   1.     a collaborative community-based response to substance  
2 abuse treatment for adolescents; and

3                                   2.     collaborative     community-based     substance     abuse  
4 prevention and education programs for adolescents.

5           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
6 October 1, 2015.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.