

# **COMMISSION ON QUALITY OF CARE FOR THE MENTALLY DISABLED**

## **MISSION**

The Commission on Quality of Care for the Mentally Disabled provides oversight of the State and local mental hygiene systems that collectively spend more than \$5 billion in public funds annually. The Commission:

- monitors conditions of care in State institutions for the mentally ill and mentally retarded, licensed residential facilities, and outpatient programs;
- reports to the Governor and Legislature on how the laws and policies established to protect the rights of mentally disabled persons are being implemented; and
- makes recommendations to improve quality of care.

## **ORGANIZATION AND STAFFING**

Newly relocated to Schenectady, the Commission consists of a full-time chairman and two unsalaried members, each appointed by the Governor and confirmed by the Senate to serve for staggered five-year terms. During 2000-01, the agency will have a workforce of 93 positions funded by the General Fund, Federal Grants and other Federal revenues related to oversight of Medicaid programs.

## **FISCAL BACKGROUND AND BUDGET HIGHLIGHTS**

The Commission's State Operations appropriation, which comprises 95 percent of the total agency budget, is supported by the General Fund (32 percent), Federal grants (42 percent) and other funding, primarily receipts from the Medicaid program related to program oversight activities (26 percent).

Federal funding provides statewide protection and advocacy services for individuals with disabilities, using State staff and contracts with non-profit agencies, through the following Federal programs: Protection and Advocacy for the Developmentally Disabled; Client Assistance; Protection and Advocacy for Individuals with Mental Illness; Protection and Advocacy of Individual Rights; and Technology Related Protection and Advocacy programs. These Federal grants assist the Commission in strengthening the non-profit contract network which provides individuals with severe disabilities with protection and advocacy services under Federal law.

The agency also receives Federal reimbursement for agency staff activities related to the oversight and provision of Medicaid services. A combination of this funding and State tax dollars support staff investigations of deaths and allegations of abuse and neglect in mental hygiene facilities and other agency oversight functions.

The Aid to Localities appropriations, which comprise 5 percent of the total agency budget, fund:

- contracts with private, non-profit service provider agencies that provide advocacy services to residents of adult homes and adult care facilities; and
- contracts with non-profit Community Dispute Resolution Centers, which provide support services for the Surrogate Decision Making Committee (SDMC) program.

The 2000-01 Executive Budget supports completion of the Governor's 1998-99 initiative to expand the SDMC program statewide. The SDMC program provides a more responsive and lower cost alternative to the court system for securing non-emergency medical treatment for individuals in Department of Mental Hygiene residential facilities who cannot consent to treatment and do not have a surrogate to make these decisions.

The Executive Budget recommendation of \$9.6 million is \$130,300 less than 1999-2000. However, \$188,300 in Federal appropriations in excess of anticipated grant awards has been

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removed, resulting in an increase in core program funding of \$58,000. Overall, the recommendation fully supports existing program and service levels.

### ALL FUNDS APPROPRIATIONS

Category	Available 1999-00	Appropriations Recommended 2000-01	Change	Reappropriations Recommended 2000-01
State Operations .....	\$9,283,600	\$9,153,300	-\$130,300	\$5,689,500
Aid To Localities .....	468,000	468,000	....	....
Capital Projects .....	....	....	....	....
<b>Total .....</b>	<b>\$9,751,600</b>	<b>\$9,621,300</b>	<b>-\$130,300</b>	<b>\$5,689,500</b>

### ALL FUND TYPES LEVELS OF EMPLOYMENT BY PROGRAM ANNUAL SALARIED POSITIONS

Program	2000-01 Recommended Average Fill Level				Change
	Available 1999-00	Personal Service (Regular)	Maintenance Undistributed	Total Recommended 2000-01	
Administration					
General Fund .....	41	41	....	41	....
Administrative Program-Federal Salary Sharing					
Special Revenue Funds - Other .....	28	28	....	28	....
Client Assistance					
Special Revenue Funds - Federal .....	2	2	....	2	....
Protection and Advocacy for the Developmentally Disabled					
Special Revenue Funds - Federal .....	11	11	....	11	....
Protection and Advocacy for the Mentally III					
Special Revenue Funds - Federal .....	10	10	....	10	....
Protection and Advocacy IR					
Special Revenue Funds - Federal .....	1	1	....	1	....
<b>Total .....</b>	<b>93</b>	<b>93</b>	<b>....</b>	<b>93</b>	<b>....</b>

### STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS

Fund Type	Available 1999-00	Recommended 2000-01	Change
General Fund .....	\$2,886,000	\$2,933,000	+\$47,000
Special Revenue Funds - Federal .....	4,062,600	3,874,300	-188,300
Special Revenue Funds - Other .....	2,315,000	2,326,000	+11,000
Enterprise Funds .....	20,000	20,000	....
<b>Total .....</b>	<b>\$9,283,600</b>	<b>\$9,153,300</b>	<b>-\$130,300</b>

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## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS

Program	Available 1999-00	Recommended 2000-01	Change
Administration			
General Fund .....	\$2,886,000	\$2,933,000	+\$47,000
Enterprise Funds .....	20,000	20,000	....
Administrative Program-Federal Salary Sharing			
Special Revenue Funds - Other .....	2,225,000	2,236,000	+11,000
Client Assistance			
Special Revenue Funds - Federal .....	629,000	629,000	....
Conference Fee Account			
Special Revenue Funds - Other .....	90,000	90,000	....
Protection and Advocacy for the Developmentally Disabled			
Special Revenue Funds - Federal .....	1,492,800	1,455,300	-37,500
Protection and Advocacy for the Mentally Ill			
Special Revenue Funds - Federal .....	1,170,800	1,135,000	-35,800
Protection and Advocacy IR			
Special Revenue Funds - Federal .....	605,000	605,000	....
Technology Related Protection and Advocacy			
Special Revenue Funds - Federal .....	165,000	50,000	-115,000
<b>Total .....</b>	<b>\$9,283,600</b>	<b>\$9,153,300</b>	<b>-\$130,300</b>

## STATE OPERATIONS — GENERAL AND OFFSET FUNDS SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2000-01 RECOMMENDED

Program	Total Personal Service		Personal Service Regular (Annual Salaried)		Holiday/Overtime Pay (Annual Salaried)		Change
	Amount	Change	Amount	Change	Amount	Change	
Administration .....	\$2,256,000	+\$29,000	\$2,244,000	+\$28,500	\$12,000	+\$500	
<b>Total .....</b>	<b>\$2,256,000</b>	<b>+\$29,000</b>	<b>\$2,244,000</b>	<b>+\$28,500</b>	<b>\$12,000</b>	<b>+\$500</b>	

## STATE OPERATIONS — GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2000-01 RECOMMENDED

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration .....	\$677,000	+\$18,000	\$41,100	+\$1,500
<b>Total .....</b>	<b>\$677,000</b>	<b>+\$18,000</b>	<b>\$41,100</b>	<b>+\$1,500</b>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration .....	\$121,200	+\$3,100	\$456,600	+\$12,500
<b>Total .....</b>	<b>\$121,200</b>	<b>+\$3,100</b>	<b>\$456,600</b>	<b>+\$12,500</b>

Program	Equipment	
	Amount	Change
Administration .....	\$58,100	+\$900
<b>Total .....</b>	<b>\$58,100</b>	<b>+\$900</b>

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## STATE OPERATIONS — OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2000-01 RECOMMENDED

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration .....	\$20,000	....	....	....
Administrative Program-Federal				
Salary Sharing .....	2,236,000	+\$11,000	\$1,467,000	....
Client Assistance .....	629,000	....	94,700	+\$500
Conference Fee Account .....	90,000	....	....	....
Protection and Advocacy for the Developmentally Disabled .....	1,455,300	-37,500	536,500	-69,700
Protection and Advocacy for the Mentally Ill .....	1,135,000	-35,800	439,400	+2,400
Protection and Advocacy IR .....	605,000	....	83,200	+16,800
Technology Related Protection and Advocacy .....	50,000	-115,000	....	....
<b>Total .....</b>	<b>\$6,220,300</b>	<b>-\$177,300</b>	<b>\$2,620,800</b>	<b>-\$50,000</b>

Program	Nonpersonal Service	
	Amount	Change
Administration .....	\$20,000	....
Administrative Program-Federal		
Salary Sharing .....	769,000	+\$11,000
Client Assistance .....	534,300	-500
Conference Fee Account .....	90,000	....
Protection and Advocacy for the Developmentally Disabled .....	918,800	+32,200
Protection and Advocacy for the Mentally Ill .....	695,600	-38,200
Protection and Advocacy IR .....	521,800	-16,800
Technology Related Protection and Advocacy .....	50,000	-115,000
<b>Total .....</b>	<b>\$3,599,500</b>	<b>-\$127,300</b>

## AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS

Fund Type	Available 1999-00	Recommended 2000-01	Change
General Fund .....	\$95,000	\$95,000	....
Special Revenue Funds - Other .....	373,000	373,000	....
<b>Total .....</b>	<b>\$468,000</b>	<b>\$468,000</b>	<b>....</b>

## AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS

Program	Available 1999-00	Recommended 2000-01	Change
Adult Homes			
General Fund .....	\$95,000	\$95,000	....
Surrogate Decision Making			
Special Revenue Funds - Other .....	373,000	373,000	....
<b>Total .....</b>	<b>\$468,000</b>	<b>\$468,000</b>	<b>....</b>