

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 for people with mental disabilities in State institutions, licensed residential facilities, and outpatient programs;
- reports to the Governor and Legislature on how the laws and policies established to protect the rights of people with mental disabilities are being implemented; and
- makes recommendations to improve quality of care.

ORGANIZATION AND STAFFING

The Commission consists of a full-time chairman and two unsalaried members, each appointed by the Governor and confirmed by the Senate to serve staggered five-year terms. During 2003-04, the agency will have a workforce of 90 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 is supported by the General Fund (23 percent), Federal grants (53 percent) and other funding, primarily receipts from the Medicaid program related to program oversight activities (24 percent).

The Aid to Localities appropriations support:

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

The Executive Budget recommendation of \$12.5 million fully supports existing program and service levels. The Commission has continued to streamline its administrative functions by utilizing the early retirement incentive that was enacted into law in 2002.

PROGRAM HIGHLIGHTS

OVERSIGHT OF SERVICE DELIVERY

The Commission provides independent oversight and review of State- and voluntary-operated programs serving individuals with mental illness, developmental disabilities, and alcohol and substance abuse problems. Most importantly, it investigates complaints including allegations of patient abuse or mistreatment in facilities operated or licensed by these agencies.

PROTECTION AND ADVOCACY

Federal funding provides statewide protection and advocacy services for individuals with disabilities, using State staff and contracts with non-profit agencies, through the following programs: Protection and Advocacy for the Developmentally Disabled; Client Assistance; Protection and Advocacy for Individuals with Mental Illness; Protection and Advocacy of Individual Rights; Protection and Advocacy for Beneficiaries of Social Security; and

QUALITY OF CARE FOR THE MENTALLY DISABLED

Technology-Related Protection and Advocacy. These programs assist the Commission in strengthening the non-profit contract network by providing individuals with severe disabilities with protection and advocacy services under Federal law.

ADULT HOMES

Residents of adult homes that are serving a large number of persons who have received services through the mental hygiene system receive advocacy services administered by the Commission through contracts with local not-for-profit organizations. These services, funded in part through a suballocation from the Department of Health, focus on protecting and promoting residents' rights. The Commission's dedicated team continues to work collaboratively with the Department of Health and the Office of Mental Health to conduct programmatic and fiscal investigations into the quality of care provided to individuals living in adult homes. The Commission's efforts have been expanded to assist in the implementation of the new State initiatives already underway to improve the quality of life and safety of adult home residents.

SURROGATE DECISION MAKING COMMITTEE

The Surrogate Decision Making Committee (SDMC) program reviews recommendations for medical services on behalf of individuals receiving Mental Hygiene residential services who have neither a legal guardian nor the ability to make decisions for themselves. Volunteer teams comprised of medical, legal and health care professionals and advocates work through local dispute resolution centers to represent these individuals. Expanded under a multi-year gubernatorial initiative, this program is now available statewide.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2002-03	Appropriations Recommended 2003-04	Change	Reappropriations Recommended 2003-04
State Operations	11,174,000	12,053,000	879,000	9,940,000
Aid To Localities	568,000	513,000	(55,000)	0
Capital Projects	0	0	0	0
Total	<u>11,742,000</u>	<u>12,566,000</u>	<u>824,000</u>	<u>9,940,000</u>

QUALITY OF CARE FOR THE MENTALLY DISABLED

ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

Program	Full-Time Equivalent Positions (FTE)		
	2002-03	2003-04	FTE Change
	Estimated FTEs 03/31/03	Estimated FTEs 03/31/04	
Administration			
General Fund	37	34	(3)
Special Revenue Funds - Other	30	30	0
Client Assistance			
Special Revenue Funds - Federal	2	2	0
Protection and Advocacy for Beneficiaries of Social Security			
Special Revenue Funds - Federal	1	1	0
Protection and Advocacy for the Developmentally Disabled			
Special Revenue Funds - Federal	10	10	0
Protection and Advocacy for Individual Rights			
Special Revenue Funds - Federal	2	2	0
Protection and Advocacy for the Mentally Ill			
Special Revenue Funds - Federal	11	11	0
Total	93	90	(3)

STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2002-03	Recommended 2003-04	Change
General Fund	2,985,000	2,758,000	(227,000)
Special Revenue Funds - Federal	5,387,000	6,414,000	1,027,000
Special Revenue Funds - Other	2,782,000	2,861,000	79,000
Enterprise Funds	20,000	20,000	0
Total	11,174,000	12,053,000	879,000

STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2002-03	Recommended 2003-04	Change
Administration			
General Fund	2,985,000	2,758,000	(227,000)
Special Revenue Funds - Federal	0	400,000	400,000
Special Revenue Funds - Other	2,782,000	2,861,000	79,000
Enterprise Funds	20,000	20,000	0
Client Assistance			
Special Revenue Funds - Federal	723,000	727,000	4,000
Protection and Advocacy for Beneficiaries of Social Security			
Special Revenue Funds - Federal	464,000	446,000	(18,000)
Protection and Advocacy for the Developmentally Disabled			
Special Revenue Funds - Federal	1,840,000	1,947,000	107,000
Protection and Advocacy for Individual Rights			
Special Revenue Funds - Federal	846,000	1,080,000	234,000
Protection and Advocacy for the Mentally Ill			
Special Revenue Funds - Federal	1,409,000	1,719,000	310,000
Technology Related Protection and Advocacy			
Special Revenue Funds - Federal	105,000	95,000	(10,000)
Total	11,174,000	12,053,000	879,000

QUALITY OF CARE FOR THE MENTALLY DISABLED

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2003-04 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	2,105,000	(227,000)	2,105,000	(216,000)
Total	<u>2,105,000</u>	<u>(227,000)</u>	<u>2,105,000</u>	<u>(216,000)</u>

Program	Holiday/Overtime Pay (Annual Salaried)	
	Amount	Change
Administration	0	(11,000)
Total	<u>0</u>	<u>(11,000)</u>

STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2003-04 RECOMMENDED (dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	653,000	0	40,000	(1,100)
Total	<u>653,000</u>	<u>0</u>	<u>40,000</u>	<u>(1,100)</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	137,000	15,800	451,000	(600)
Total	<u>137,000</u>	<u>15,800</u>	<u>451,000</u>	<u>(600)</u>

Program	Equipment	
	Amount	Change
Administration	25,000	(14,100)
Total	<u>25,000</u>	<u>(14,100)</u>

QUALITY OF CARE FOR THE MENTALLY DISABLED

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2003-04 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	3,281,000	479,000	1,760,000	6,000
Client Assistance	727,000	4,000	118,000	2,000
Protection and Advocacy for Beneficiaries of Social Security	446,000	(18,000)	54,000	0
Protection and Advocacy for the Developmentally Disabled	1,947,000	107,000	466,000	(199,000)
Protection and Advocacy for Individual Rights	1,080,000	234,000	152,000	39,000
Protection and Advocacy for the Mentally III	1,719,000	310,000	582,000	46,000
Technology Related Protection and Advocacy	95,000	(10,000)	0	0
Total	<u>9,295,000</u>	<u>1,106,000</u>	<u>3,132,000</u>	<u>(106,000)</u>

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	1,121,000	73,000	400,000	400,000
Client Assistance	609,000	2,000	0	0
Protection and Advocacy for Beneficiaries of Social Security	392,000	(18,000)	0	0
Protection and Advocacy for the Developmentally Disabled	1,481,000	306,000	0	0
Protection and Advocacy for Individual Rights	928,000	195,000	0	0
Protection and Advocacy for the Mentally III	1,137,000	264,000	0	0
Technology Related Protection and Advocacy	95,000	(10,000)	0	0
Total	<u>5,763,000</u>	<u>812,000</u>	<u>400,000</u>	<u>400,000</u>

AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available	Recommended	Change
	2002-03	2003-04	
General Fund	195,000	95,000	(100,000)
Special Revenue Funds - Other	373,000	418,000	45,000
Total	<u>568,000</u>	<u>513,000</u>	<u>(55,000)</u>

AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available	Recommended	Change
	2002-03	2003-04	
Adult Homes			
General Fund	95,000	95,000	0
Surrogate Decision Making			
Special Revenue Funds - Other	373,000	418,000	45,000
Community Projects			
General Fund	100,000	0	(100,000)
Total	<u>568,000</u>	<u>513,000</u>	<u>(55,000)</u>