

WHEREAS, Institutional dollars should accompany mentally ill citizens into the community to prevent homelessness and other deleterious results of poorly implemented deinstitutionalization and should, therefore, be protected and preserved; now, therefore,

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

**Article - Health - General**

7-206.

(A) (1) THERE IS A CONTINUING, NONLAPSING WAITING LIST EQUITY FUND IN THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.

(2) THE PURPOSE OF THE WAITING LIST EQUITY FUND IS TO ENSURE THAT:

~~(1) FUNDS FOLLOW INDIVIDUALS LEAVING STATE RESIDENTIAL CENTERS TO QUALITY COMMUNITY BASED SERVICES; AND~~

(1) WHEN INDIVIDUALS LEAVE STATE RESIDENTIAL CENTERS, THE NET AVERAGE COST OF SERVING THEM IN THE STATE RESIDENTIAL CENTER, AS DEFINED IN SUBSECTION (D)(2) OF THIS SECTION, SHALL FOLLOW THEM TO COMMUNITY-BASED SERVICES; AND

(II) ANY FUNDS REMAINING AFTER THE INDIVIDUALS LEAVING STATE RESIDENTIAL CENTERS ARE SERVED, ARE USED TO PROVIDE QUALITY COMMUNITY BASED SERVICES TO INDIVIDUALS ELIGIBLE FOR, BUT NOT RECEIVING, THE COMMUNITY BASE BASED SERVICES LISTED IN SUBSECTION (C) OF THIS SECTION.

(B) SUBJECT TO THE APPROPRIATION PROCESS IN THE ANNUAL OPERATING BUDGET, THE DEPARTMENT SHALL USE THE WAITING LIST EQUITY FUND FOR:

(1) PROVIDING COMMUNITY BASED SERVICES TO EACH INDIVIDUAL WHO LEAVES A STATE RESIDENTIAL CENTER ON OR AFTER ~~JULY~~ OCTOBER 1, 1994; AND

(2) PROVIDING COMMUNITY BASED SERVICES TO INDIVIDUALS ELIGIBLE FOR, BUT NOT RECEIVING, SERVICES FROM THE DEVELOPMENTAL DISABILITIES ADMINISTRATION, WITH THE FUNDS REMAINING AFTER EACH INDIVIDUAL WHO LEAVES A STATE RESIDENTIAL CENTER ON OR AFTER ~~JULY~~ OCTOBER 1, 1994 IS SERVED IN THE COMMUNITY.

(C) FOR INDIVIDUALS ELIGIBLE FOR, BUT NOT RECEIVING, SERVICES FROM THE DEVELOPMENTAL DISABILITIES ADMINISTRATION IN THE DEPARTMENT, THE WAITING LIST EQUITY FUND SHALL BE USED TO PROVIDE:

- (1) INDIVIDUALIZED SUPPORTED LIVING ARRANGEMENTS SERVICES;
- (2) RESPITE CARE;
- (3) INDIVIDUAL AND FAMILY SUPPORT SERVICES;