

(C) THE STATEWIDE PROTOCOL DEVELOPED UNDER THIS SECTION SHALL BE IMPLEMENTED IN EACH COUNTY OF THE STATE.

5-1203.

AT AN ADJUDICATORY HEARING ON A PETITION FOR A CHILD IN NEED OF ASSISTANCE UNDER TITLE 3, SUBTITLE 8 OF THE COURTS ARTICLE, IF A LOCAL DEPARTMENT REQUESTS SUBSTANCE ABUSE ASSESSMENT AND TESTING FOR A PARENT, THE COURT SHALL ORDER THE ASSESSMENT AND TESTING UNLESS THE COURT FINDS COMPELLING REASONS NOT TO ORDER SUCH THE ASSESSMENT AND TESTING AND PROVIDES SUCH THE REASONS IN WRITING.

5-1204.

SUBJECT TO THE AVAILABILITY OF FUNDS, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET FOR FISCAL YEAR 2002 AND ALL SUCCEEDING FISCAL YEARS SUFFICIENT FUNDS TO ENSURE THAT:

(1) EACH AT-RISK PARENT RECEIVES SUBSTANCE ABUSE TREATMENT WHEN THE AT-RISK PARENT INDICATES A DESIRE TO ENTER SUBSTANCE ABUSE TREATMENT OR AS SOON THEREAFTER AS POSSIBLE; AND

(2) EACH CHILD OF AN AT-RISK PARENT RECEIVES NECESSARY TREATMENT TO REMEDIATE THE HARM CAUSED BY THE PARENT'S SUBSTANCE ABUSE.

5-1205.

THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL EXPLORE THE USE OF EXCESS HOSPITAL BEDS TO LOCATE NEW SUBSTANCE ABUSE TREATMENT PROGRAMS.

5-1206.

(A) ON OR BEFORE ~~DECEMBER 15, 2000~~ ~~JANUARY 1, 2001~~ DECEMBER 15, 2000, AND ~~EVERY 6 MONTHS~~ ~~YEAR~~ ANNUALLY THEREAFTER UNTIL ~~DECEMBER 15~~ ~~JANUARY 1~~ DECEMBER 15, 2004, THE SECRETARY OF HUMAN RESOURCES AND THE SECRETARY OF HEALTH AND MENTAL HYGIENE SHALL REPORT TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE SENATE BUDGET AND TAXATION COMMITTEE, THE ECONOMIC AND ENVIRONMENTAL AFFAIRS COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE ENVIRONMENTAL MATTERS COMMITTEE OF THE GENERAL ASSEMBLY, ON THEIR PROGRESS IN COMPLYING WITH THE PROVISIONS DEVELOPING AND IMPLEMENTING THE STATEWIDE PROTOCOL DESCRIBED UNDER § 5-1203 COMPLYING WITH THE PROVISIONS OF THIS SUBTITLE.

(B) THE REPORT SHALL COMPARE THE AVAILABILITY OF SUBSTANCE ABUSE TREATMENT SLOTS FOR AT-RISK PARENTS AND THEIR CHILDREN RELATIVE TO ACTUAL DEMAND AND ESTIMATED NEED.