

[(b)](C) (1) If a facility operated by the Mental Hygiene Administration is downsized, CONSOLIDATED, OR CLOSED such that the net resident population declines OR IF A FACILITY IS CLOSED OR CONSOLIDATED AND BED CAPACITY LEVELS REMAINED UNCHANGED:

[(1)](I) State general funds may be appropriated as necessary, in advance, to assist in the downsizing; and

[(2)](II) Any funds in the Mental Hygiene Community-Based Services Fund:

[(i)] 1. May not supplant resources for existing community services; and

[(ii)] 2. Shall be used to ~~[meet the needs]~~ INCREASE THE AVAILABILITY of:

[1.] A. ~~[Individuals~~ INDIVIDUALS leaving facilities to enter community-based services] COMMUNITY MENTAL HEALTH SERVICES DESIGNED TO PROMOTE RECOVERY AND COMMUNITY INTEGRATION, INCLUDING DEVELOPMENT OF THE MARYLAND MENTAL HEALTH CRISIS RESPONSE SYSTEM ESTABLISHED UNDER SUBTITLE 14 OF THIS TITLE; and

[2.] B. ~~[Individuals who are identified but not yet provided with community based services]~~ AFFORDABLE HOUSING AND EMPLOYMENT OPPORTUNITIES FOR INDIVIDUALS WITH MENTAL ILLNESS; AND

(III) ANY FUNDS REMAINING AFTER MEETING THE NEEDS OF INDIVIDUALS IDENTIFIED IN SUBPARAGRAPH (II)2 OF THIS PARAGRAPH SHALL BE USED TO INCREASE THE AVAILABILITY OF:

1. AFFORDABLE HOUSING AND EMPLOYMENT OPPORTUNITIES FOR INDIVIDUALS WITH MENTAL ILLNESS; AND

2. COMMUNITY MENTAL HEALTH SERVICES DESIGNED TO PROMOTE RECOVERY AND COMMUNITY INTEGRATION, INCLUDING DEVELOPMENT OF THE MARYLAND MENTAL HEALTH CRISIS RESPONSE SYSTEM ESTABLISHED UNDER SUBTITLE 14 OF THIS TITLE.

(2) FUNDS IN THE MENTAL HYGIENE COMMUNITY-BASED SERVICES FUND SHALL BE SPENT IN ACCORDANCE WITH A PLAN DEVELOPED BY THE MENTAL HYGIENE ADMINISTRATION IN CONSULTATION WITH CONSUMERS, FAMILY MEMBERS, PROVIDERS, AND MENTAL HEALTH ADVOCATES.

[(c) The Secretary shall adopt regulations for the management and use of the money in the Mental Hygiene Community-Based Services Fund.]

(d) On or before January 1 of each year, the Secretary shall prepare a report to be submitted to the General Assembly and the Department of Legislative Services on the Mental Hygiene Community-Based Services Fund.

(e) Any unspent portions of the Mental Hygiene Community-Based Services Fund and any interest earned on money in the Waiting List Equity Fund may not be