

4496

2011-2012 Regular Sessions

I N   A S S E M B L Y

February 3, 2011

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Introduced by M. of A. P. RIVERA, LUPARDO, DINOWITZ, JAFFEE, SCHROEDER,  
WEISENBERG -- Multi-Sponsored by -- M. of A. HOOPER -- read once and  
referred to the Committee on Mental Health

AN ACT to enact the "behavioral health and long-term care act" providing  
for the establishment of a behavioral health and long-term care plan

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-  
BLY, DO ENACT AS FOLLOWS:

1     Section 1. Short title. This act shall be known and may be cited as  
2     the "behavioral health and long-term care act".  
3     S 2.     The behavioral health and long-term care plan. 1. The commis-  
4     sioner of mental health, in conjunction with the commissioner of health,  
5     the commissioner of alcoholism and substance abuse services and the  
6     director of the office for the aging, shall develop and monitor the  
7     implementation of a behavioral health and long-term care plan. A subcom-  
8     mittee may be established through the interagency geriatric mental  
9     health and chemical dependency planning council to assist in the devel-  
10    opment of such plan.  
11    (a) The behavioral health and long-term care plan shall include, but  
12    not be limited to:  
13    (i) Coordination of provider services and interagency referrals of  
14    persons with a mental illness and/or chemical dependence, as defined in  
15    section 1.03 of the mental hygiene law, other than and in addition to  
16    dementia, who are in or who may be in need of long-term care,  
17    (ii) Recommendations for integrating and coordinating federal, state  
18    and local funding sources for behavioral health and long-term care,  
19    (iii) Recommendations for facilitating research on best practices and  
20    model programs, and the dissemination of such information,  
21    (iv) An increase in alternatives to nursing homes for adults with  
22    mental illness and/or chemical dependence who also need long-term care,  
23    and

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

LBD00245-01-1

1 (v) Support services for family caregivers who assist adults with  
2 mental illness and/or chemical dependence who also need long-term care  
3 in the community rather than in institutions such as adult homes, nurs-  
4 ing homes or psychiatric inpatient units.

5 (b) The behavioral health and long-term care plan shall provide for  
6 specific actions to be taken for its implementation, the number of  
7 people to be served, measurable phases for the implementation, and a  
8 time schedule for the achievement of such phases.

9 (c) The provisions of the behavioral health and long-term care plan  
10 shall be included in the statewide comprehensive plan of services for  
11 the mentally disabled pursuant to section 5.07 of the mental hygiene  
12 law.

13 2. On or before October 1, 2013, the commissioner of mental health  
14 shall submit a report to the governor, the temporary president of the  
15 senate, and the speaker of the assembly. On or before October 1, 2014,  
16 and annually until 2021, the commissioner of mental health shall submit  
17 a report to the governor, the temporary president of the senate, and the  
18 speaker of the assembly regarding the implementation of the plan includ-  
19 ing the number of people served and other measurable outcomes.

20 S 3. This act shall take effect on the sixtieth day after it shall  
21 have become a law.