

# **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 in State institutions for the mentally ill and mentally retarded, licensed residential facilities, and outpatient programs;
- reports to the Governor and Legislature on how the laws and policies established to protect the rights of mentally disabled persons 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 for staggered five-year terms. During 2001-02, the agency will have a workforce of 93 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, which comprises 96 percent of the total agency budget, is supported by the General Fund (28 percent), Federal grants (46 percent) and other funding, primarily receipts from the Medicaid program related to program oversight activities (26 percent).

The Aid to Localities appropriations, which comprise 4 percent of the total agency budget, fund:

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

The Executive Budget recommendation of \$11.1 million is \$810,000 more than 2000-01. This includes \$750,000 in Federal appropriation added in anticipation of a new grant award for the Federal Ticket to Work and Work Incentives Improvement Act of 1999. Overall, the recommendation fully supports existing program and service levels.

## **PROGRAM HIGHLIGHTS**

### **OVERSIGHT OF SERVICE DELIVERY**

The Commission, through its Administration program, 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.

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### **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; and Technology Related Protection and Advocacy. Additionally, the Commission anticipates a Federal grant to provide protection and advocacy services related to the Federal Ticket to Work and Work Incentives Improvement Act of 1999. These programs assist the Commission in strengthening the non-profit contract network which provides 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 enjoy advocacy services administered by the Commission through contracts with local not-for-profit organizations. These services, funded in part through a Quality Incentive Program grant from the Department of Health, focus on protecting and promoting residents' rights. The Commission has also developed a dedicated team, funded in its Administration program, to work collaboratively with the Department of Health to conduct investigations into the quality of care provided to individuals living in adult homes.

### **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 with neither a legal guardian nor the ability to make decisions for themselves. SDMC utilizes volunteer teams comprised of medical, legal and health care professionals and advocates, working with local dispute resolution centers to accomplish reviews. Commission staff, in the Administration program, provide administrative support to SDMC. The Governor's 1998-99 budget supported a multi-year initiative to expand this service statewide. Expansion to the final two regions, Western New York and the Finger Lakes area, will be completed in 2001-02.

#### **ALL FUNDS APPROPRIATIONS (dollars)**

<b>Category</b>	<b>Available 2000-01</b>	<b>Appropriations Recommended 2001-02</b>	<b>Change</b>	<b>Reappropriations Recommended 2001-02</b>
State Operations	9,785,000	10,595,000	810,000	5,649,000
Aid To Localities	468,000	468,000	0	0
Capital Projects	0	0	0	0
Total	<u>10,253,000</u>	<u>11,063,000</u>	<u>810,000</u>	<u>5,649,000</u>

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

Full-Time Equivalent Positions (FTE)			
Program	2000-01 Estimated FTEs 03/31/01	2001-02 Estimated FTEs 03/31/02	FTE Change
Administration			
General Fund	41	39	(2)
Special Revenue Funds - Other	28	30	2
Client Assistance			
Special Revenue Funds - Federal	2	2	0
Protection and Advocacy for the Developmentally Disabled			
Special Revenue Funds - Federal	11	11	0
Protection and Advocacy for the Mentally Ill			
Special Revenue Funds - Federal	9	9	0
Protection and Advocacy IR			
Special Revenue Funds - Federal	2	2	0
Total	93	93	0

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

Fund Type	Available 2000-01	Recommended 2001-02	Change
General Fund	3,134,000	2,987,000	(147,000)
Special Revenue Funds - Federal	4,147,000	4,894,000	747,000
Special Revenue Funds - Other	2,484,000	2,694,000	210,000
Enterprise Funds	20,000	20,000	0
Total	9,785,000	10,595,000	810,000
Adjustments:			
Transfer(s) From			
Special Pay Bill			
General Fund	(201,000)		
Special Revenue Funds - Federal	(125,000)		
Special Revenue Funds - Other	(158,000)		
Appropriated 2000-01	9,301,000		

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

<u>Program</u>	<u>Available 2000-01</u>	<u>Recommended 2001-02</u>	<u>Change</u>
Administration			
General Fund	3,134,000	2,987,000	(147,000)
Special Revenue Funds - Other	2,484,000	2,694,000	210,000
Enterprise Funds	20,000	20,000	0
Client Assistance			
Special Revenue Funds - Federal	642,000	646,000	4,000
Protection and Advocacy for the Developmentally Disabled			
Special Revenue Funds - Federal	1,569,000	1,546,000	(23,000)
Protection and Advocacy for the Mentally Ill			
Special Revenue Funds - Federal	1,233,000	1,230,000	(3,000)
Protection and Advocacy IR			
Special Revenue Funds - Federal	653,000	662,000	9,000
Technology Related Protection and Advocacy			
Special Revenue Funds - Federal	50,000	60,000	10,000
Ticket to Work and Work Incentive Improvement Protection and Advocacy			
Special Revenue Funds - Federal	0	750,000	750,000
Total	<u>9,785,000</u>	<u>10,595,000</u>	<u>810,000</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2001-02 RECOMMENDED (dollars)

<u>Program</u>	<u>Total Personal Service</u>		<u>Personal Service Regular (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	2,336,000	(121,000)	2,322,000	(123,000)
Total	<u>2,336,000</u>	<u>(121,000)</u>	<u>2,322,000</u>	<u>(123,000)</u>

<u>Program</u>	<u>Holiday/Overtime Pay (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>
Administration	14,000	2,000
Total	<u>14,000</u>	<u>2,000</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2001-02 RECOMMENDED (dollars)

<u>Program</u>	<u>Total Nonpersonal Service</u>		<u>Supplies and Materials</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	651,000	(26,000)	41,100	0
Total	<u>651,000</u>	<u>(26,000)</u>	<u>41,100</u>	<u>0</u>

<u>Program</u>	<u>Travel</u>		<u>Contractual Services</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	121,200	0	437,600	(19,000)
Total	<u>121,200</u>	<u>0</u>	<u>437,600</u>	<u>(19,000)</u>

<u>Program</u>	<u>Equipment</u>	
	<u>Amount</u>	<u>Change</u>
Administration	51,100	(7,000)
Total	<u>51,100</u>	<u>(7,000)</u>

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## STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2001-02 RECOMMENDED (dollars)

<u>Program</u>	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	2,714,000	210,000	1,710,000	126,000
Client Assistance	646,000	4,000	108,000	3,300
Protection and Advocacy for the Developmentally Disabled	1,546,000	(23,000)	613,000	32,500
Protection and Advocacy for the Mentally III	1,230,000	(3,000)	468,000	(3,400)
Protection and Advocacy IR	662,000	9,000	112,000	21,800
Technology Related Protection and Advocacy	60,000	10,000	0	0
Ticket to Work and Work Incentive Improvement Protection and Advocacy	750,000	750,000	0	0
Total	<u>7,608,000</u>	<u>957,000</u>	<u>3,011,000</u>	<u>180,200</u>

  

<u>Program</u>	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	1,004,000	84,000	0	0
Client Assistance	538,000	700	0	0
Protection and Advocacy for the Developmentally Disabled	933,000	(55,500)	0	0
Protection and Advocacy for the Mentally III	762,000	400	0	0
Protection and Advocacy IR	550,000	(12,800)	0	0
Technology Related Protection and Advocacy	60,000	10,000	0	0
Ticket to Work and Work Incentive Improvement Protection and Advocacy	0	0	750,000	750,000
Total	<u>3,847,000</u>	<u>26,800</u>	<u>750,000</u>	<u>750,000</u>

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

<u>Fund Type</u>	Available 2000-01	Recommended 2001-02	Change
General Fund	95,000	95,000	0
Special Revenue Funds - Other	373,000	373,000	0
Total	<u>468,000</u>	<u>468,000</u>	<u>0</u>

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

<u>Program</u>	Available 2000-01	Recommended 2001-02	Change
Adult Homes			
General Fund	95,000	95,000	0
Surrogate Decision Making			
Special Revenue Funds - Other	373,000	373,000	0
Total	<u>468,000</u>	<u>468,000</u>	<u>0</u>