

DRAFT LBDC

A BUDGET BILL submitted by the Governor
in accordance with Article VII of the Constitution

AN ACT to amend the mental hygiene law, in relation to clarifying the authority of the commissioners in the department of mental hygiene to design and implement time-limited demonstration programs

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision (a) of section 41.35 of the mental hygiene law,
2 as amended by chapter 658 of the laws of 1977, is amended to read as
3 follows:

4 (a) The commissioners of the offices in the department shall cause to
5 be developed plans for three or more time-limited demonstration
6 programs, the purpose of which shall be to test and evaluate new methods
7 or arrangements for organizing, financing, staffing and providing
8 services for the mentally disabled in order to determine the desirabil-
9 ity of such methods or arrangements. Subject to regulations established
10 by the commissioners and notwithstanding sections one hundred twelve and
11 one hundred sixty-three of the state finance law, section one hundred
12 forty-two of the economic development law, or any other provision of
13 law, such programs may include but shall not be limited to comprehensive
14 organizational structures to serve all mentally disabled persons within
15 the purview of a local governmental unit, innovative financing and
16 staffing arrangements and specific programs to serve the mentally disa-
17 bled. Such demonstration programs shall be consistent with established
18 statewide goals and objectives and local comprehensive plans, shall be
19 developed in conjunction with the local comprehensive planning process,
20 and shall be submitted to the single agent jointly designated by the

1 commissioners of the department for review and approval by the commis-
2 sioner or commissioners having jurisdiction of the services.

3 § 2. This act shall take effect immediately.