



DEPARTMENT OF HUMAN SERVICES - SUBSTANCE ABUSE AND MENTAL HEALTH

SOCIAL SERVICES APPROPRIATIONS SUBCOMMITTEE
STAFF: STEPHEN JARDINE

BUDGET BRIEF

SUMMARY

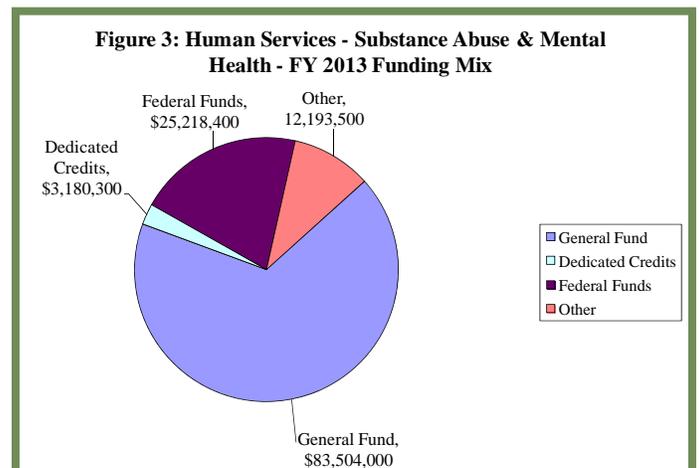
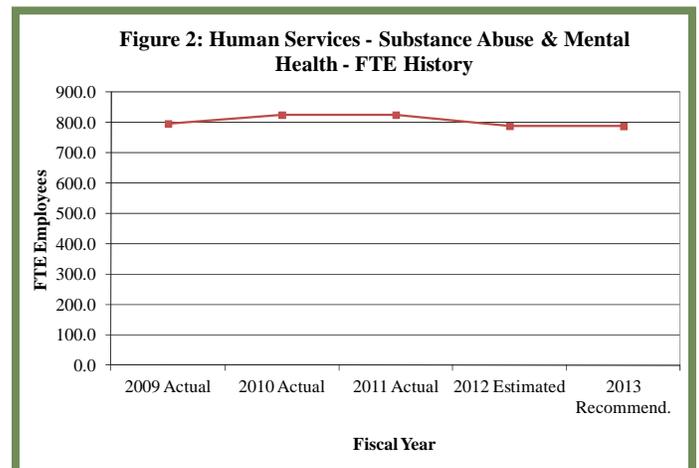
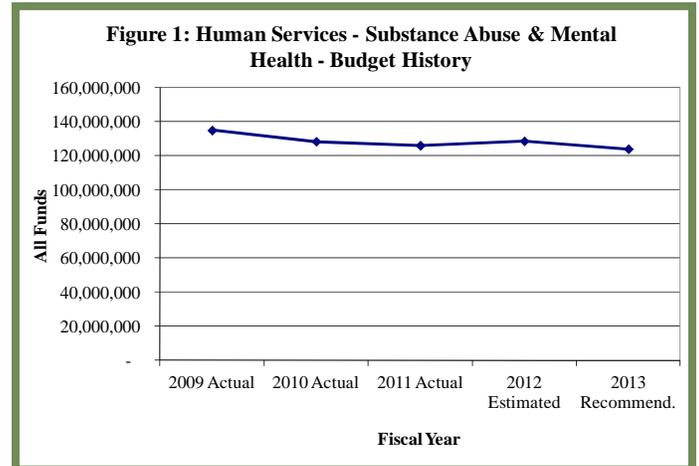
The Division of Substance Abuse and Mental Health (DSAMH) is the state’s public mental health and substance abuse authority and also provides fiscal oversight for treatment funding for drug courts and the *Drug Offender Reform Act* (DORA). State statute assigns the responsibility to provide substance abuse and mental health services to the local authorities (counties). In Utah, counties are currently organized as 13 local mental health and 13 local substance abuse authorities. DSAMH has the duty to consult and coordinate with local substance abuse and mental health authorities regarding programs and services. DSAMH sets policy for programs funded with state and federal money by establishing rules and minimum standards for local authorities. The division also has general supervision of the State Hospital located in Provo, Utah.

Both mental health and substance abuse services are delivered either directly by the local authorities or by local authorities contracting with private providers. Counties are required to provide a minimum scope and level of service and must provide a minimum 20 percent county funding match. Counties establish priorities to meet local needs but must submit an annual plan describing services they will provide. For additional information on DSAMH, please refer to the Compendium of Budget Information for the 2012 General Session found at:

http://le.utah.gov/lfa/reports/cobi2012/agcy_200.htm

LEGISLATIVE ACTION

1. For the Division of Substance Abuse and Mental Health, the Fiscal Analyst recommends an FY 2013 budget of \$124,096,200 as shown in Table 1 on page 5 which includes \$14,500 in operations and maintenance funding for the new facility at the Utah State Hospital transferred from the Division of Facilities Construction and Management along with a one-year negative offset.



2. The Fiscal Analyst further recommends the Subcommittee forward to Executive Appropriations Committee for further consideration moving \$1,118,000 of either one-time or ongoing General Fund from the Division of Child and Family Services for: 1) funding to backfill one-time funding provided to the Utah State Hospital during the 2011 General Session and 2) increased demand for court-ordered forensic evaluations. The Governor has recommended funding \$1,218,000 ongoing from the General Fund for FY 2013 for the above two items. The Governor has also recommended funding \$3,500,000 one-time from the General Fund for FY 2013 for Mental Health Early Intervention Services.
3. The Fiscal Analyst further recommends the subcommittee forward to the Executive Appropriations Committee for further consideration the three items of intent language presented on page 3.

ISSUES

FY 2013 Budget Adoption

Adoption of the FY 2013 budget enables the programs to continue for the next fiscal year at the level outlined. Some changes in the budget may occur, namely non-state fund increases or decreases (i.e. federal funds, transfers, dedicated credits and non-lapsing balances) and program shifts within a line item.

Department Requests for Consideration

The department requests the following actions from the subcommittee for Substance Abuse and Mental Health:

1. ***Provide \$3,500,000 One-time General Fund for FY 2013 for Mental Health Early Intervention Services:*** “The onset of half of all lifetime mental illnesses takes place by age 14, and three-fourths by age 24.” The department points out that many of these mental illnesses in children and youth are not recognized until after a person has dropped out of school, been hospitalized, entered the criminal justice system, or has died from suicide. The department’s request for funding would provide for mental health promotion and mental illness prevention for Utah’s children by establishing: 1) school-based behavioral health, 2) family resource facilitation, and 3) mobile crisis teams. The Governor has recommended funding \$3,500,000 one-time from the General Fund for FY 2013 for Mental Health Early Intervention Services.
2. ***Provide \$1,100,000 ongoing General Fund for FY 2013 to backfill one-time funding provided the Utah State Hospital during the 2011 General Session:*** During the 2011 General Session, the General Fund for the Utah State Hospital was reduced by \$4,041,500, or 10.0 percent, with a one-time backfill of \$1,100,000 for a net reduction of 7.4 percent. One 30-bed unit was closed as a result. The backfill prevented the hospital from closing a second 30-bed unit. The State Hospital operates its services in increments of 30-bed units. Each 30-bed unit requires \$2,941,500 of General Fund to operate. The one-time funding provided during the 2011 General Session goes away on July 1, 2012. Without additional funding, the State Hospital could not operate one 30-bed unit for a full year and would anticipate having to close the unit by about February 1, 2013. The Governor has recommended funding \$1,100,000 ongoing General Fund for FY 2013.
3. ***Provide \$118,000 ongoing General Fund for FY 2013 to meet the increase in demand for forensic evaluations:*** The criminal justice system determines the demand for forensic evaluations. Under certain circumstances, the Department of Human Services (DHS) is required by UCA 77-15-5, UCA 77-16a, and UCA 62A-1-108.5 to conduct certain types of evaluations for individuals who may be mentally ill and involved in court proceedings. When ordered by the court, DHS is required to conduct three types of evaluations for defendants: 1) competency to

proceed to trial evaluations, 2) incompetent by reason of insanity evaluations, and 3) competency to be executed evaluations. The courts determine who will receive an evaluation and which evaluations are necessary. The Department of Human Services has no control over how many evaluations will be performed in a given year. The Governor has recommended funding \$118,000 ongoing General Fund for FY 2013.

4. **Authorize the following three items of intent language:**

Under Section 63J-1-603 of the Utah Code the Legislature intends that the appropriations provided for the Division of Substance Abuse and Mental Health line item for the Drug Courts in Item 13 of Chapter 4 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to "Other Charges/Pass Through" expenditures.

Under Section 63J-1-603 of the Utah Code the Legislature intends that the appropriations provided for the Division of Substance Abuse and Mental Health line item for State Substance Abuse Services and Local Substance Abuse Services in Item 13 of Chapter 4 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to "Other Charges/Pass Through" expenditures.

Under Section 63J-1-603 of the Utah Code the Legislature intends that up to \$50,000 of appropriations provided for the Division of Substance Abuse and Mental Health line item in Item 13 of Chapter 4 Laws of Utah 2011 not lapse at the close of Fiscal Year 2012. The use of any nonlapsing funds is limited to computer equipment and software, capital equipment or improvements, equipment, or supplies.

Operations and Maintenance for the New Building at the Utah State Hospital

Several years ago the Legislature approved a new policy for state-funded buildings where the operations and maintenance (O & M) funding is appropriated prior to completion with an offsetting one-time reduction until the building is ready for occupancy. This policy brings the O & M costs to the attention of the Legislature as an up-front cost of the building rather than later as a cost that needs to be prioritized with other requests.

During its 2011 General Session, the Legislature approved construction of a new facility at the Utah State Hospital. Because the bill that authorized the new facility (H.B. 4, *General Obligations Bonds Authorizations*) passed so late in the session, the funding for the facility's O & M costs was appropriated to the Division of Facilities and Construction Management (DFCM) with the intent that it would be transferred to the Utah State Hospital budget during the 2012 General Session.

The Fiscal Analyst recommends the Subcommittee forward to the Executive Appropriations Committee (EAC) for further consideration an increase of \$14,500 from the General Fund to transfer from DFCM the new State Hospital facility O & M funding. The Fiscal Analyst also recommends the Subcommittee forward to EAC for further consideration a one-time FY 2013 reduction for O & M of \$14,500 reflecting the expected timing of the completion of the new facility.

ACCOUNTABILITY DETAIL

For a seven year history of output and outcome measures used by the division, see the issue brief *Division of Substance Abuse and Mental Health Output and Outcome Measures*.

BUILDINGS

For a discussion of buildings used by the Division of Substance Abuse and Mental Health including the Utah State Hospital, see the *Department of Human Services In-depth Budget Review* found at <http://le.utah.gov/interim/2011/pdf/00000280.pdf> pages 35 through 44. For a listing of those buildings see the *Department of Human Services In-depth Budget Review Appendix 1*, page 24 found at <http://le.utah.gov/interim/2011/pdf/00000279.pdf>.

BUDGET DETAIL

The following table shows the budget history for the Division of Substance Abuse and Mental Health and its FY 2013 *Recommended Budget*. This proposed FY 2013 Budget consists of the ongoing portion of FY 2012 state funds (General Fund and various restricted funds) plus the most recent estimates of other funds (federal funds, dedicated credits collections and various transfer or carry over funds). Estimated expenditures are then proposed based upon available funding.

Human Services - Substance Abuse & Mental Health

Sources of Finance	FY 2011 Actual	FY 2012 Appropriated	Changes	FY 2012 Revised	Changes	FY 2013* Recommended
General Fund	79,073,800	83,504,000	0	83,504,000	14,500	83,518,500
General Fund, One-time	1,791,600	1,141,400	0	1,141,400	(1,155,900)	(14,500)
Federal Funds	24,662,000	28,015,900	410,600	28,426,500	(3,208,100)	25,218,400
American Recovery and Reinv. Act	1,016,000	0	0	0	0	0
Dedicated Credits Revenue	3,292,500	3,408,700	(228,400)	3,180,300	0	3,180,300
GFR - Intoxicated Driver Rehab	1,500,000	1,500,000	0	1,500,000	0	1,500,000
GFR - Tobacco Settlement	2,325,400	2,325,400	0	2,325,400	0	2,325,400
Transfers - Child Nutrition	71,600	74,000	(2,400)	71,600	0	71,600
Transfers - Comm. on Criminal and Juv. Justice	317,000	0	305,100	305,100	0	305,100
Transfers - Medicaid	12,347,100	12,214,800	(4,246,400)	7,968,400	0	7,968,400
Transfers - Other Agencies	90,000	62,500	14,300	76,800	(53,800)	23,000
Transfers - Within Agency	(6,900)	0	0	0	0	0
Beginning Nonlapsing	114,700	0	249,500	249,500	(249,500)	0
Closing Nonlapsing	(249,500)	0	0	0	0	0
Lapsing Balance	(149,200)	0	0	0	0	0
Total	\$126,196,100	\$132,246,700	(\$3,497,700)	\$128,749,000	(\$4,652,800)	\$124,096,200
Programs						
Administration - DSAMH	2,550,600	2,733,800	(167,900)	2,565,900	(82,500)	2,483,400
Community Mental Health Services	5,116,000	8,531,500	(2,073,900)	6,457,600	(1,011,100)	5,446,500
Driving Under the Influence (DUI) Fines	1,454,500	1,500,000	0	1,500,000	0	1,500,000
Drug Boards	34,100	0	0	0	0	0
Drug Courts	3,889,800	3,712,300	314,800	4,027,100	(278,700)	3,748,400
Drug Offender Reform Act (DORA)	2,139,500	2,039,500	0	2,039,500	0	2,039,500
Local Substance Abuse Services	23,461,600	23,451,100	1,700	23,452,800	(1,700)	23,451,100
Mental Health Centers	23,981,500	27,426,000	1,000	27,427,000	(1,000)	27,426,000
Residential Mental Health Services	926,400	898,900	(632,700)	266,200	(35,400)	230,800
State Hospital	55,209,800	52,220,400	(277,300)	51,943,100	(1,144,700)	50,798,400
State Substance Abuse Services	7,432,300	9,733,200	(663,400)	9,069,800	(2,097,700)	6,972,100
Total	\$126,196,100	\$132,246,700	(\$3,497,700)	\$128,749,000	(\$4,652,800)	\$124,096,200
Categories of Expenditure						
Personnel Services	46,669,400	43,105,500	639,400	43,744,900	(1,181,500)	42,563,400
In-state Travel	24,300	38,600	(4,500)	34,100	(5,300)	28,800
Out-of-state Travel	18,100	23,100	8,600	31,700	(13,300)	18,400
Current Expense	11,998,700	12,052,600	(87,300)	11,965,300	(511,600)	11,453,700
DP Current Expense	2,365,600	2,580,400	(17,000)	2,563,400	(23,300)	2,540,100
Capital Outlay	87,000	0	0	0	0	0
Other Charges/Pass Thru	65,033,000	74,446,500	(4,036,900)	70,409,600	(2,917,800)	67,491,800
Total	\$126,196,100	\$132,246,700	(\$3,497,700)	\$128,749,000	(\$4,652,800)	\$124,096,200
Other Data						
Budgeted FTE	825.2	782.4	6.0	788.4	(0.8)	787.6
Actual FTE	795.8	0.0	0.0	0.0	0.0	0.0
Vehicles	46.0	48.0	(2.0)	46.0	0.0	46.0

*Does not include amounts in excess of subcommittee's state fund allocation that may be recommended by the Fiscal Analyst.

Table 1