

EXECUTIVE ORDER

01.01.2008.08

Maryland State Drug and Alcohol Abuse Council

(Rescinds Executive Order 01.01.2004.42)

- WHEREAS, Drug and alcohol abuse exact an enormous toll on the lives of the citizens of Maryland - affecting not only the abusers but their families and their communities;
- WHEREAS, Drug and alcohol abuse are recognized as significant factors among the causes of criminal activity, and the successful treatment of a criminal offender who has drug and/or alcohol addictions can reduce recidivism;
- WHEREAS, The Maryland Drug and Alcohol Abuse Administration estimates that approximately 280,000 Marylanders are in need of some level of drug and/or alcohol abuse treatment;
- WHEREAS, Substance abuse often co-occurs with multiple other bio-psychosocial issues and significantly strains the resources of families throughout the State. It also results in great economic cost to the State and impacts the budgets and services of many State and local agencies including child welfare, criminal justice, judiciary, public health, mental health, public assistance, and housing/homelessness;
- WHEREAS, Large numbers of persons with co-occurring mental health and substance abuse-related disorders become involved with both treatment systems and the criminal justice system and are in need of integrated care through coordinated efforts from the mental health and substance abuse treatment systems;
- WHEREAS, Current substance abuse prevention, intervention and treatment programs are funded and operated by a wide range of State and local agencies, as well as private health care providers, and there is a need to ensure that available resources are efficiently and effectively used to achieve successful results for our citizens;
- WHEREAS, Reducing the level and impact of drug and alcohol abuse in our State requires a coordinated and collaborative approach that addresses the needs of the citizens and improves the ability of all levels of government to respond to this problem;

WHEREAS, State law provides that each county to have a local drug and alcohol abuse council that will develop the plans, strategies, and priorities of the county for meeting the identified needs of the general public and the criminal justice system for alcohol and drug abuse evaluation, prevention, intervention, and treatment; and

WHEREAS, There is a need for a State Drug and Alcohol Abuse Council which has the mandate and structure to develop similar plans and strategies at the State level, and to promote collaboration and coordination by State substance abuse programs with the local drug and alcohol abuse councils, local health systems, and private drug and alcohol abuse service providers.

NOW, THEREFORE, I, MARTIN O'MALLEY, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYAND, HEREBY RESCIND EXECUTIVE ORDER 01.01.2004.42 AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Established. There is a Maryland State Drug and Alcohol Abuse Council.

B. Membership and Procedures.

(1) Membership.

(a) Voting Members. The Council shall be comprised of up to 22 voting members, including:

(i) The Secretary of Health and Mental Hygiene, or a designee;

(ii) The Secretary of Public Safety and Correctional Services, or a designee;

(iii) The Secretary of Juvenile Services, or a designee;

(iv) The Secretary of Human Resources, or a designee;

(v) The Secretary of Budget and Management, or a designee;

(vi) The Secretary of Housing and Community Development, or a designee;

(vii) The Secretary of Transportation, or a designee;

(viii) The State Superintendent of Schools, or a designee;

(ix) The Executive Director of the Governor's Office for Children, or a designee;

(x) The Executive Director of the Governor's Office of Crime Control and Prevention, or a designee;

(xi) One member from the Senate of Maryland, appointed by the President of the Senate;

(xii) One member from the Maryland House of Delegates, appointed by the Speaker of the House;

(xiii) Two representatives of the Maryland Judiciary - a District Court Judge and a Circuit Court Judge, appointed by the Governor upon nomination by the Chief Judge of the Court of Appeals; and

(xiv) Eight members appointed by the Governor as appropriate and who are as representative as possible of:

(1) Geographic regions of the State;

(2) At-risk populations;

(3) Knowledgeable professionals;

(4) Present or former consumers of substance abuse prevention, intervention and treatment services;

(5) Family members of substance abusers;

(6) Prevention and treatment providers; and

(7) Individuals who are active on substance abuse issues in the community.

(b) Non-voting members. The Council shall include the following non-voting members:

(i) The Director of the Alcohol and Drug Abuse Administration of the Department of Health and Mental Hygiene;

(ii) The Director of the Mental Hygiene Administration of the Department of Health and Mental Hygiene; and;

(iii) The Director of the Division of Parole and Probation;

(iv) The Assistant Secretary of Treatment Services of the Department of Public Safety and Correctional Services; and

(v) The President of the Maryland Addiction Directors' Council.

(c) The Governor shall appoint a Chair from among the voting members.

(d) Members appointed by the Governor under Section B (1)(a) (xiv) of this Executive Order may serve up to two consecutive, three-year terms.

(e) All other members of the Council serve as long as they hold the office or designation stipulated in this Executive Order.

(f) All members of the Council serve at the pleasure of the Governor.

(2) Procedures. The following procedures apply to the Council:

(a) Members of the Council may not receive any compensation for their services but may be reimbursed for reasonable expenses incurred in the performance of their duties, in accordance with the Standard State Travel Regulations, and as provided in the State budget.

(b) The majority of the voting members of the Council shall constitute a quorum for the transaction of any business.

(c) The Council may adopt such other procedures as may be necessary to ensure the orderly transaction of business, including the creation of committees or task forces.

(d) The Chair may, with the consent of the Council, designate additional individuals, including interested citizens, elected officials, educators or specialists with relevant expertise to serve on any committee or task force.

(e) The Council may consult with State agencies to obtain such technical assistance and advice as it deems necessary to complete its duties. All Executive Department agencies shall cooperate with and assist the Council in carrying out its responsibilities.

(f) The Council shall meet at least four times a year.

C. Purpose. The Council shall have the following objectives:

(1) To develop a comprehensive, coordinated and strategic approach to the use of State and local resources for prevention, intervention, and treatment of drug and alcohol abuse among the citizens of the State.

(2) To promote a coordinated, collaborative and comprehensive effort by State executive agencies to insure the efficient and effective use of State resources for the delivery of a full continuum of drug and alcohol abuse prevention, intervention and treatment services for all citizens of Maryland.

(3) To promote a coordinated, collaborative and comprehensive effort by local councils and State service agencies to insure effective and efficient use of State resources for the delivery of a full continuum of drug and alcohol abuse prevention, intervention and treatment services for all citizens within their jurisdiction.

(4) To promote a coordinated, collaborative, and comprehensive effort by State and local agencies to allocate adequate resources to address the drug and alcohol abuse prevention, intervention, and treatment services needs of individuals involved in the criminal justice system, at all stages of the process: services while incarcerated, re-entry services, services while on parole and probation, and court mandated services.

(5) To promote a coordinated, collaborative and comprehensive effort by State and local agencies to allocate adequate resources to address the drug and alcohol abuse prevention, intervention and treatment services needs of individuals with co-occurring problems requiring specialized services including mental health disorders, homelessness, somatic health problems, physical and cognitive disabilities, and child welfare involvement.

(6) To sustain the State focus on the impact of drug and alcohol abuse on the health and well-being of its citizens, on the economic and social costs of substance abuse, and on demonstrated promising practices in the organization and delivery of effective and efficient State alcohol and drug abuse prevention, evaluation, and treatment services.

D. Duties. The Council shall have the following duties:

(1) To identify, develop and recommend the implementation of comprehensive systemic improvements in the organization and delivery of drug and alcohol abuse prevention, intervention and treatment services in the State.

(2) To prepare and annually update a 2-year plan establishing priorities and strategies for the organization, delivery and funding of State drug and alcohol abuse prevention, intervention and treatment services in coordination with the identified needs of the citizens of the State, both the general public and the criminal justice population, and the strategies and priorities identified in the plans established by the local drug and alcohol abuse councils. The plan and all updates shall be submitted to the Governor and shall include recommendations for coordination and collaboration among State agencies in the funding of drug and alcohol abuse prevention, intervention and treatment services, promising practices and programs, and emerging needs for State substance abuse prevention, intervention and treatment services. The plan and its updates shall be submitted to the Governor by August 1 of each year beginning in 2009.

(3) To support the work of the local drug and alcohol abuse councils through facilitating coordination and communication among the councils, local State agencies and departments, public and private providers, and providing technical assistance as needed.

(4) To prepare annual surveys of all federal and State resources used to fund substance abuse prevention, intervention and treatment services and review the allocation of such funds by relevant State agencies for the purpose of identifying gaps in service delivery, duplication of services, and opportunities for improved coordination and collaboration to insure cost effective and quality services, and consistency with policy priorities established in the State plan.

(5) To facilitate improved linkages of the court, criminal justice and correctional systems with existing drug and alcohol abuse services.

E. Staffing. The Office of the Governor shall designate the primary staff support for the Council.

F. Reports. The Council shall report annually to the Governor on a date set by the Governor and prepare and submit any other reports as may be required by the Governor or the General Assembly.

Given Under my Hand and the Great Seal of the State of Maryland, in the City of Annapolis, this 22nd day of July, 2008.

Martin O'Malley
Governor

ATTEST:

John P. McDonough
Secretary of State