



STATE OF MARYLAND

DHMH

Maryland Department of Health and Mental Hygiene

201 W. Preston Street • Baltimore, Maryland 21201

Martin O'Malley, Governor – Anthony G. Brown, Lt. Governor – Joshua M. Sharfstein, M.D., Secretary

December 22, 2014

The Honorable Edward J. Kasemeyer
Chair
Senate Budget and Taxation Committee
3 West Miller Senate Building
Annapolis, MD 21401-1991

The Honorable Norman H. Conway
Chair
House Appropriations Committee
121 House Office Building
Annapolis, MD 21401-1991

Re: 2009 JCR Pg. 91 – DDA – Census and Costs of Serving Forensic Population

Dear Chairmen Kasemeyer and Conway:

Pursuant to the 2009 Joint Chairmen's Report (Pg. 91), the Department of Health and Mental Hygiene respectfully submits this report on the census and costs of serving the forensic, developmentally disabled population in community settings.

If you have any questions or need more information, please do not hesitate to contact Allison Taylor, Director of Governmental Affairs, at (410) 767-6481.

Sincerely,

Joshua M. Sharfstein, M.D.
Secretary

Enclosure

cc: Bernard Simons, Deputy Secretary of Developmental Disabilities
Allison Taylor, Director, Office of Governmental Affairs

**2009 Joint Chairmen’s Report (Page 91) Developmental Disabilities Administration
Census and Costs to Serve Forensic Population
Fiscal Year 2014 Report**

The Developmental Disabilities Administration (DDA) provides a number of services for court-involved individuals, including services provided through the Secure Evaluation & Therapeutic Treatment (SETT) program, the Potomac Center, and community providers. Courts can commit individuals to the Department of Health and Mental Hygiene (DHMH) for a number of reasons, among them for evaluation of competency to stand trial, or after an individual has been found to be incompetent to stand trial or not criminally responsible and is concurrently a danger to self or the person or property of another. Once individuals with developmental disabilities are committed to DHMH by a court, they reside and receive care and treatment in one of the State’s two SETT facilities, located in Jessup and Sykesville, Maryland, or the Potomac Center, located in Hagerstown, Maryland. If a court orders an end to a commitment, DHMH funds services for DDA-eligible individuals through DDA-licensed providers in the community.

During Fiscal Year 2014, DDA developed comprehensive service plans for forty-four (44) court-involved individuals with an intellectual disability.¹ These aftercare or service plans were approved by the courts and enabled the individuals to remain in, or return to, the community, with supports and services to meet their health, habilitation, treatment and safety needs. Eight court-involved individuals were diverted from admission to the SETT facilities. They were evaluated in the correctional facility, medical services office, or State residential center, and upon court approval, were released with appropriate services to support them successfully in the community without having to enter the Jessup SETT facility.

The table below details the number of court-committed individuals who received services in the community and the associated (actual) expended costs of those services during Fiscal Year 2014. The figures include individuals residing in the Potomac Center and the SETTs.

¹Effective October 1, 2009 references to “mental retardation” changed to an “intellectual disability” in all Maryland statutes except those involving individuals found incompetent to stand trial or not criminally responsible.

Table: Court Committed Individuals Services in the Community in FY 2014

Description of Services	Number of Individuals	Cost to Serve Individuals
Residential, Day/Supported Employment & Resource Coordination	32	\$2,349,144
In Home Support & Resource Coordination	12	\$48,129
Subtotal for individuals released during FY 2014	44	\$2,397,273
Subtotal for individuals previously served who continued services in the community	72	\$6,572,664
Totals for individuals in the community for FY 2014	116	\$8,969,937

In addition, approximately 72 individuals were previously released from commitment to DHMH and are being monitored by the court. These individuals are on probation, conditional release, or pre-trial conditions of release in the community with support and services funded by DDA. The estimated costs to provide services to these individuals are approximately \$6,572,664.

Average Daily Census for Fiscal Year 2014

	Capacity	Census
Jessup Secure Evaluation & Therapeutic Treatment Unit	12	10
Sykesville Secure Evaluation & Therapeutic Treatment Unit	20	18
Potomac Center	50*	18

*Potomac Center's 50 beds are available to individuals with co-occurring diagnoses of mental illness and developmental disabilities, forensic involvement, and/or who meet the ICF/IID level of care.

DDA continues to work collaboratively with stakeholders and the courts to serve individuals with intellectual disabilities in the least restrictive, most integrated setting.