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HOUSE BILL 247

**52ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2016**

INTRODUCED BY

Sheryl Williams Stapleton and Deborah A. Armstrong and W. Ken  
Martinez

AN ACT

RELATING TO BEHAVIORAL HEALTH; PROVIDING FOR INTERVENTIONS FOR  
NONVIOLENT OFFENDERS WHO HAVE BEHAVIORAL HEALTH DIAGNOSES IN  
WAYS LIKELY TO REDUCE RECIDIVISM, DETENTION AND INCARCERATION;  
MAKING AN APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

**SECTION 1.** Section 9-8-7.1 NMSA 1978 (being Laws 2007,  
Chapter 325, Section 4) is amended to read:

"9-8-7.1. BEHAVIORAL HEALTH SERVICES DIVISION--POWERS AND  
DUTIES OF THE HUMAN SERVICES DEPARTMENT.--Subject to  
appropriation, the department shall:

A. contract for behavioral health treatment and  
support services, including mental health, alcoholism and other  
substance abuse services;

.203253.1

underscoring material = new  
~~[bracketed material] = delete~~

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1           B. establish standards for the delivery of  
2 behavioral health services, including quality management and  
3 improvement, performance measures, accessibility and  
4 availability of services, utilization management, credentialing  
5 and recredentialing, rights and responsibilities of providers,  
6 preventive behavioral health services, clinical treatment and  
7 evaluation and the documentation and confidentiality of client  
8 records;

9           C. ensure that all behavioral health services,  
10 including mental health and substance abuse services, that are  
11 provided, contracted for or approved are in compliance with the  
12 requirements of Section 9-7-6.4 NMSA 1978;

13           D. assume responsibility for and implement adult  
14 mental health and substance abuse services in the state in  
15 coordination with the children, youth and families department;

16           E. for nonviolent adult and juvenile offenders who  
17 have behavioral health diagnoses, create, implement and  
18 continually evaluate the effectiveness of a framework for  
19 targeted, individualized interventions that address those  
20 persons' behavioral health needs and connect them to resources  
21 and services that reduce the likelihood of recidivism,  
22 detention and incarceration, such as supportive housing, public  
23 assistance, medical assistance, behavioral health therapy and  
24 employment training;

25           [~~E.~~] F. establish criteria for determining

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