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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.

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;

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

C. ensure that all behavioral health services, including mental health and substance abuse services, that

1 are provided, contracted for or approved are in compliance
2 with the requirements of Section 9-7-6.4 NMSA 1978;

3 D. assume responsibility for and implement adult
4 mental health and substance abuse services in the state in
5 coordination with the children, youth and families
6 department;

7 E. for nonviolent adult and juvenile offenders who
8 have behavioral health diagnoses, create, implement and
9 continually evaluate the effectiveness of a framework for
10 targeted, individualized interventions that address those
11 persons' behavioral health needs and connect them to
12 resources and services that reduce the likelihood of
13 recidivism, detention and incarceration, such as supportive
14 housing, public assistance, medical assistance, behavioral
15 health therapy and employment training;

16 F. establish criteria for determining individual
17 eligibility for behavioral health services; and

18 G. maintain a management information system in
19 accordance with standards for reporting clinical and fiscal
20 information."

21 SECTION 2. EFFECTIVE DATE.--The effective date of the
22 provisions of this act is July 1, 2018._____