

SENATE BILL No. 122

By Committee on Public Health and Welfare

2-7

1 AN ACT concerning foster care; relating to foster care youth and certain
2 former foster care youth; providing medicaid and educational services
3 thereto.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) The department of health and environment shall
7 contract for one non-profit managed care organization to administer state
8 medicaid services using a capitated managed care delivery system for the
9 following persons, who shall be mandatory enrollees for state medicaid
10 services under such system with such managed care organization:

11 (1) Any child under the age of 18 placed away from the child's
12 parents or guardians and for whom the Kansas department for children and
13 families has placement and care responsibility;

14 (2) any person between the ages of 18 and 26 who was described by
15 paragraph (1) immediately prior to the date the person attained 18 years of
16 age; and

17 (3) any child under the age of 18 who was placed away from the
18 child's parents or guardians and for whom the Kansas department for
19 children and families had placement and care responsibility but who was
20 subsequently adopted pursuant to the revised Kansas code for care of
21 children.

22 (b) The department of health and environment shall require that any
23 bidder submitting a bid to provide the services described in subsection (a):

24 (1) Administer state medicaid services using a capitated managed
25 care delivery system to the persons described in subsection (a) beginning
26 on July 1, 2020;

27 (2) have experience administering a system similar to the system
28 described in this section on a statewide basis;

29 (3) provide and coordinate services that promote employment,
30 housing, education, food security, transportation, transition to adulthood
31 and other determinants of health;

32 (4) use a money-follows-the-person model for covered persons
33 receiving state medicaid services and educational services described in
34 section 2, and amendments thereto;

35 (5) coordinate for provision of and reimbursement for educational
36 services described in section 2, and amendments thereto, including, but not

1 limited to, coordination to ensure that students are enrolled in academic
2 instruction that leads to graduation;

3 (6) coordinate with the Kansas department for children and families,
4 including, but not limited to, child protective services staff;

5 (7) coordinate with enrollee caregivers, including, but not limited to,
6 kinship care placement caregivers and foster care placement caregivers;

7 (8) coordinate with the judicial system regarding proceedings under
8 the revised Kansas code for care of children;

9 (9) comply with any requirements imposed by the department of
10 health and environment relating to access to service providers; and

11 (10) implement a policy requiring that, if an enrollee is discharged
12 from a psychiatric residential treatment facility because the managed care
13 organization determines that such treatment is no longer a medical
14 necessity, then the psychiatric residential treatment facility and the
15 managed care organization shall coordinate with interested parties and
16 determine an appropriate placement and services for the enrollee within
17 three business days.

18 (c) The department of health and environment shall issue a request
19 for proposals soliciting bids for the contract described in this section on or
20 before July 1, 2019.

21 (d) The department of health and environment shall submit to the
22 United States centers for medicare and medicaid services any approval
23 request necessary to implement this section.

24 Sec. 2. (a) The state board of education shall provide, and may
25 contract with one or more organizations to provide, an internet-based
26 delivery system for academic instruction and support described in
27 subsection (b) to the following persons who are attending school in any of
28 the grades nine through 12:

29 (1) Children under the age of 18 placed away from the child's parents
30 or guardians and for whom the Kansas department for children and
31 families has placement and care responsibility;

32 (2) persons between the ages of 18 and 26 who were described by
33 paragraph (1) immediately prior to the date the person attained 18 years of
34 age; and

35 (3) children under the age of 18 who were placed away from the
36 child's parents or guardians and for whom the Kansas department for
37 children and families had placement and care responsibility but who was
38 subsequently adopted pursuant to the revised Kansas code for care of
39 children.

40 (b) The state board of education shall require that the internet-based
41 delivery system for academic instruction and support include, as part of
42 such system, the following:

43 (1) A central distance learning instructional system that:

- 1 (A) Provides educational courses that are offered for credit;
2 (B) requires a student to make academic progress toward the next
3 grade level for progress toward high school graduation;
4 (C) requires the student to demonstrate competence in subject matter
5 for each course in which the student is enrolled; and
6 (D) requires age-appropriate students to complete state assessment
7 tests;

8 (2) an academic and career support system provided by a state-based
9 national nonprofit organization that:

10 (A) Focuses on students who are identified as at-risk or who face
11 other identifiable barriers to success;

12 (B) provides peer-reviewed, evidence-based instruction and support
13 services inside and outside the school setting to the students identified in
14 subsection (a); and

15 (C) evaluates objective outcomes data for such students, including,
16 but not limited to, academic progress, graduation rates, pursuit of
17 postsecondary education or career advancement;

18 (3) a comprehensive individual academic and development plan for
19 each participating student; and

20 (4) a dedicated case manager for participating students.

21 (c) The state board of education shall implement the academic
22 instruction and support system required by this section as follows:

23 (1) For school year 2020-2021 and each school year thereafter, for
24 any person described in subsection (a) who is enrolled or who enrolls in
25 U.S.D. no. 501 in Topeka, Kansas;

26 (2) for school year 2021-2022 and each school year thereafter, for any
27 person described in subsection (a) who is enrolled or who enrolls in U.S.D.
28 no. 259 in Wichita, Kansas; and

29 (3) for school year 2022-2023 and each school year thereafter, for any
30 person described in subsection (a) who is enrolled or who enrolls in U.S.D.
31 no. 500 in Kansas City, Kansas.

32 (d) The state board of education, or any organization contracted to
33 provide services under this section, shall coordinate with the managed care
34 organization selected to administer state medicaid services under section 1,
35 and amendments thereto, for payment for services provided under this
36 section.

37 Sec. 3. This act shall take effect and be in force from and after its
38 publication in the Kansas register.