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LC005287/SUB A

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

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A N   A C T

RELATING TO BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND HOSPITALS -- COMMUNITY MENTAL HEALTH SERVICES

Introduced By: Senators Miller, DiMario, DiPalma, and Valverde

Date Introduced: March 01, 2022

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

1   SECTION 1. Chapter 40.1-8.5 of the General Laws entitled "Community Mental Health

2 Services" is hereby amended by adding thereto the following section:

3   **40.1-8.5-8. Certified community behavioral health clinics.**

4   (a) The executive office of health and human services is authorized and directed to submit

5 to the Secretary of the United States Department of Health and Human Services a state plan

6 amendment for the purposes of establishing Certified Community Behavioral Health Clinics in

7 accordance with Section 223 of the federal Protecting Access to Medicare Act of 2014.

8   (b) The executive office of health and human services shall amend its Title XIX state plan

9 pursuant to Title XIX [42 U.S.C. § 1396 et seq.] and Title XXI [42 U.S.C § 1397 et seq.] of the

10 Social Security Act as necessary to cover all required services for persons with mental health and

11 substance use disorders at a certified community behavioral health clinic through a daily or monthly

12 bundled payment methodology that is specific to each organization's anticipated costs and inclusive

13 of all required services within Section 223 of the federal Protecting Access to Medicare Act of 2014

14 and additional services identified by the department of behavioral healthcare, developmental

15 disabilities and hospitals. Such certified community behavioral health clinics shall adhere to the

16 federal model, including payment structures and rates.

17   (c) A certified community behavioral health clinic means any licensed community mental

18 health center as defined by title 40.1 that meets the federal certification criteria of Section 223 of

1   the Protecting Access to Medicare Act of 2014 and additional criteria as defined by the department

2   of behavioral healthcare, developmental disabilities and hospitals including, but not limited to,

3   these services:

4   (1) Outpatient mental health and substance use services;

5   (2) Twenty-four (24) hour mobile crisis response and hotline services;

6   (3) Screening, assessment, and diagnosis, including risk assessments;

7   (4) Person-centered treatment planning;

8   (5) Primary care screening and monitoring of key indicators of health risks;

9   (6) Targeted case management;

10   (7) Psychiatric rehabilitation services;

11   (8) Peer support and family supports;

12   (9) Medication-assisted treatment;

13   (10) Assertive community treatment; and

14   (11) Community-based mental health care for military service members and veterans.

15   (d) Subject to the approval from the United States Department of Health and Human

16   Services' Centers for Medicaid and Medicare Services, the certified community behavioral health

17   clinic model pursuant to this chapter, shall be established by January 1, 2023, and include any

18   enhanced Medicaid match for required services or populations served.

19   SECTION 2. This act shall take effect upon passage and be subject to approval from the

20   United States Department of Health and Human Services' Center for Medicaid and Medicare

21   Services.

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EXPLANATION

BY THE LEGISLATIVE COUNCIL

OF

A N   A C T

RELATING TO BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND
HOSPITALS -- COMMUNITY MENTAL HEALTH SERVICES

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1   This act would authorize and direct the executive office of health and human services to

2   submit to the Secretary of the United States Department of Health and Human Services a state plan

3   amendment for the purposes of establishing certified community behavioral health clinics in our

4   state.

5   This act would take effect upon passage and be subject to approval from the United States

6   Department of Health and Human Services' Center for Medicaid and Medicare Services.

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