

Department of Planning and Budget 2024 Session Fiscal Impact Statement

1. **Bill Number:** HB434

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. **Patron:** Arnold

3. **Committee:** Health and Human Services

4. **Title:** Department of Behavioral Health and Developmental Services; facilities licensed.

5. **Summary:** Directs the Department of Behavioral Health and Developmental Services to amend its regulations to require that any facility licensed by the Department to provide inpatient substance use disorder treatment be required to prepare and record a certified discharge plan upon the discharge or withdrawal of any individual from the facility who has received substance use disorder treatment while admitted to such facility. The bill requires such discharge plan to include the provision of funds withheld from the individual's prior payments to the facility to assist the individual in the execution of such discharge plan. The bill requires the regulations to provide that failure by a facility to prepare and record certified discharge plans may result in civil penalties, license suspension, or license revocation.

6. **Budget Amendment Necessary:** No.

7. **Fiscal Impact Estimates:** No fiscal impact. See 8 below.

8. **Fiscal Implications:** This legislation requires the Department of Behavioral Health and Developmental Services (DBHDS) to amend regulations to require that any facility licensed by DBHDS that provides substance use disorder (SUD) treatment to be required to prepare and record a discharge plan upon the discharge or withdrawal of an individual. It is furthermore required that the discharge plan utilize funding from the individual's prior payments to the facility in order to assist the individual in the execution of the discharge plan.

While the requirements of this legislation are not anticipated to have a fiscal impact on DBHDS operations or state facilities, the requirements to provide discharge planning and transportation to a home community will impact providers as the amended regulations would require licensed providers to keep funding set aside for safe transportation for individuals after their discharge that is currently used for operations. The impact on providers is indeterminate.

9. **Specific Agency or Political Subdivisions Affected:** Department of Behavioral Health and Developmental Services

10. Technical Amendment Necessary: No.

11. Other Comments: None.