

ENROLLED ACT NO. 87, SENATE

SIXTY-FOURTH LEGISLATURE OF THE STATE OF WYOMING  
2017 GENERAL SESSION

AN ACT relating to community mental health and substance use services; authorizing the creation of a contract program for mental health and substance use treatment programs to reduce the demand for involuntary commitments; providing an appropriation; authorizing the expenditure of funds appropriated for involuntary commitments for program operation as specified; authorizing the department of health to enter into contracts for operation of the program as specified; requiring annual reports; amending eligibility provisions concerning department of health contracts with private agencies; prohibiting fees to clients for gatekeeping services as specified; and providing for an effective date.

*Be It Enacted by the Legislature of the State of Wyoming:*

**Section 1.**

(a) The department may develop a contract program to incentivize programs and providers to reduce the need for involuntary commitments to the state hospital and other designated hospitals by encouraging the performance of the following functions:

(i) Performing gatekeeping functions in the involuntary commitment process under title 25, chapter 10 of the Wyoming statutes; and

(ii) Preventing psychiatric hospitalization through diversion.

(b) To implement subsection (a) of this section, the department may contract with programs or providers. The department may require each participating program or provider to provide additional services to its clients

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equivalent in value to fifty percent (50%) of the funds expended pursuant to subsection (a) of this section.

(c) The department shall make a report by November 1 of each year through 2019 to the joint labor, health and social services interim committee, and to the joint appropriations committee if requested by that committee, regarding the status of the contract program authorized by this section. The 2017 report may include, and subsequent reports shall include, an evaluation of the contract program's impacts on populations served and other systems affected by the contract program.

**Section 2.** W.S. 35-1-624(a)(v) is amended to read:

**35-1-624. Contracts with private agencies; eligibility.**

(a) To be eligible to contract with the department, a private agency shall:

(v) Charge clients fees at a rate comparable to the uniform schedule of fees for services that have been promulgated by the division. Private agencies may charge a reasonable fee for those services not covered in the division's uniform fee schedule. No fees shall be charged for gatekeeping services provided pursuant to title 25, chapter 10, article 1 of the Wyoming statutes.

**Section 3.** There is appropriated five hundred thousand dollars (\$500,000.00) from the tobacco settlement trust income account to the department of health. This appropriation shall be for the period beginning with the effective date of this act and ending June 30, 2018. This appropriation shall only be expended for the purpose of

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implementing the contract program authorized by this act. Notwithstanding any other provision of law, this appropriation shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this appropriation shall revert as provided by law on June 30, 2018.

**Section 4.** This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Governor

TIME APPROVED: \_\_\_\_\_

DATE APPROVED: \_\_\_\_\_

I hereby certify that this act originated in the Senate.

\_\_\_\_\_  
Chief Clerk