

HOUSE BILL No. 2578

By Committee on Health and Human Services

Requested by Representative Buehler on behalf of the Association of Community
Mental Health Centers of Kansas

1-24

1 AN ACT concerning health and healthcare; relating to certified community
2 behavioral health clinics; providing for renewal certification of
3 programs and treatments that have been previously certified or
4 accredited; amending K.S.A. 39-2019 and repealing the existing
5 section.
6

7 *Be it enacted by the Legislature of the State of Kansas:*

8 Section 1. K.S.A. 39-2019 is hereby amended to read as follows: 39-
9 2019. (a) The Kansas department for aging and disability services shall
10 establish a process for certification of and funding for certified community
11 behavioral health clinics in accordance with this section.

12 (b) **{(1) Prior to July 1, 2027, }**the Kansas department for aging and
13 disability services shall certify as a certified community behavioral health
14 clinic ~~any only~~ community mental health ~~center~~ **centers {that meet the**
15 **criteria as set forth in paragraph (3).**

16 **(2) On and after July 1, 2027, the Kansas department for aging**
17 **and disability services shall certify as a certified community**
18 **behavioral health clinic any community mental health center that**
19 **meets the criteria as set forth in paragraph (3).**

20 **(3) In order to be certified as a certified community behavioral**
21 **health clinic, a community mental health center shall be }**licensed by
22 the department ~~that provides~~ **{and provide}** the following services: Crisis
23 services; screening, assessment and diagnosis, including risk assessment;
24 person-centered treatment planning; outpatient mental health and
25 substance use services; primary care screening and monitoring of key
26 indicators of health risks; targeted case management; psychiatric
27 rehabilitation services; peer support and family supports; medication-
28 assisted treatment; assertive community treatment; and community-based
29 mental healthcare for military servicemembers and veterans.

30 (c) (1) The department of health and environment shall establish a
31 prospective payment system under the medical assistance program for
32 funding certified community behavioral health clinics. Such system shall
33 permit payment by either daily or monthly rates.

34 (2) The department of health and environment shall submit to the

1 United States centers for medicare and medicaid services any approval
 2 request necessary to implement this subsection.

3 (3) Such prospective payment system shall be implemented on or
 4 before May 1, 2022.

5 (d) (1) Subject to applications therefor, the Kansas department for
 6 aging and disability services shall certify community behavioral health
 7 clinics by not later than the following specified dates:

8 (A) Six facilities currently receiving grants to operate as certified
 9 community behavioral health clinics by not later than May 1, 2022;

10 (B) three additional facilities by not later than July 1, 2022;

11 (C) nine additional facilities by not later than July 1, 2023; and

12 (D) eight additional facilities by not later than July 1, 2024.

13 (2) The Kansas department for aging and disability services may
 14 certify community behavioral health clinics in advance of the deadlines
 15 established in paragraph (1), including portions of the specified numbers
 16 of facilities.

17 (d) The secretary for aging and disability services *shall* adopt rules
 18 and regulations as necessary to implement and administer this section.

19 (e) ~~{(1)}~~ *Programs and treatments provided by a certified community*
 20 *behavioral health clinic may be granted a certification renewal if such*
 21 *programs and treatments have been:*

22 ~~{(A)}~~ *Previously certified by the secretary for aging and disability*
 23 *services; and*

24 ~~{(B)}~~ *accredited by the commission on accreditation of*
 25 *rehabilitation facilities, the joint commission or another national*
 26 *accrediting body approved by the secretary for aging and disability*
 27 *services.*

28 **{(2) The provisions of subsection (e) shall expire on July 1, 2027.}**

29 Sec. 2. K.S.A. 39-2019 is hereby repealed.

30 Sec. 3. This act shall take effect and be in force from and after its
 31 publication in the statute book.