

117TH CONGRESS  
1ST SESSION

# H. R. 4305

To amend the Community Mental Health Service Block Grant to authorize a set-aside for crisis care services, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 1, 2021

Mrs. BUSTOS (for herself, Mr. FITZPATRICK, and Mr. GOTTHEIMER) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Community Mental Health Service Block Grant to authorize a set-aside for crisis care services, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Crisis Care Enhance-  
5 ment Act”.

6 **SEC. 2. SENSE OF CONGRESS.**

7 It is the sense of Congress that—

8 (1) for patients with mental health issues, co-  
9 ordination of physical and mental health services

1 and cooperation with law enforcement are essential  
2 to ensure timely, appropriate care; and

3 (2) crisis care networks established at State  
4 and local levels have saved resources and shown im-  
5 proved outcomes for patients in crisis.

6 **SEC. 3. EVIDENCE-BASED CRISIS CARE PROGRAMS.**

7 (a) IN GENERAL.—Section 1912(b)(1) of the Public  
8 Health Service Act (42 U.S.C. 300x–1(b)(1))—

9 (1) in subparagraph (A)—

10 (A) by redesignating clauses (vi) and (vii)  
11 as clauses (vii) and (viii), respectively; and

12 (B) by inserting after clause (v), the fol-  
13 lowing:

14 “(vi) include a description of how the  
15 State supports evidenced-based programs  
16 that address the crisis care needs of indi-  
17 viduals with serious mental disorders, and  
18 children with serious mental and emotional  
19 disturbances, that include at least one of  
20 the core components specified in subpara-  
21 graph (F);”; and

22 (2) by adding at the end the following:

23 “(F) CORE COMPONENTS FOR CRISIS CARE  
24 SERVICES.—The core components of a program

1 referred to in subparagraph (A)(vi) include the  
2 following:

3 “(i) Crisis call centers.

4 “(ii) 24/7 mobile crisis services.

5 “(iii) Crisis stabilization programs of-  
6 fering acute care or sub-acute care in a  
7 hospital or appropriately licensed facility,  
8 with referrals to inpatient or outpatient  
9 care, as determined by the Assistant Sec-  
10 retary for Mental Health and Substance  
11 Use.”.

12 (b) SET-ASIDE FOR EVIDENCE-BASED CRISIS CARE  
13 SERVICES.—Section 1920 of the Public Health Service  
14 Act (42 U.S.C. 300x–9) is amended by adding at the end  
15 the following:

16 “(d) CRISIS CARE.—

17 “(1) IN GENERAL.—Except as provided in para-  
18 graph (3), a State shall expend at least 10 percent  
19 of the allotment of the State pursuant to a funding  
20 agreement under section 1911 for each fiscal year to  
21 support programs described in section  
22 1912(b)(1)(A)(vi).

23 “(2) STATE FLEXIBILITY.—In lieu of expending  
24 10 percent of the State’s allotment for a fiscal year  
25 as required by paragraph (1), a State may elect to

1       expend not less than 20 percent of such amount by  
2       the end of two consecutive fiscal years.

3               “(3) FUNDING CONTINGENCY.—Paragraph (1)  
4       shall not apply with respect to a fiscal year unless  
5       the amount made available to carry out this section  
6       for that fiscal year exceeds the amount appropriated  
7       to carry out this section for fiscal year 2021 by at  
8       least \$37,257,100.

9               “(4) WAIVER.—A State may, pursuant to a  
10       waiver granted by the Secretary of any requirements  
11       under this subpart (including requirements imposed  
12       by a funding agreement under section 1911), use  
13       funds set aside under this subsection to provide serv-  
14       ices described in section 1912(b)(1)(A)(vi) to indi-  
15       viduals in such State who do not meet the criteria  
16       to be considered with serious mental disorders or  
17       children with serious mental and emotional disturb-  
18       ances.”.

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