

2022 -- H 7858

LC005286

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO HUMAN SERVICES -- COMMUNITY MENTAL HEALTH SERVICES

Introduced By: Representatives Baginski, Ruggiero, and Alzate

Date Introduced: March 04, 2022

Referred To: House Finance

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 **40.1-8.5-4.1. 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, Pub. L.  
8 113-93.

9 (b) The executive office of health and human services shall amend its Title XIX state plan  
10 pursuant to Title XIX [42 U.S.C. § 1396 et seq.] and Title XXI [42 U.S.C § 1397 et seq.] of the  
11 Social Security Act as necessary to cover all required services for persons with mental health and  
12 substance use disorders at certified community behavioral health clinics through a daily or monthly  
13 bundled payment methodology that is in alignment with federal payment guidance promulgated by  
14 the United State Department of Health and Human Services' Centers for Medicaid and Medicare  
15 Services for the certified community behavioral health clinic Medicaid demonstration within  
16 Section 223 of the federal Protecting Access to Medicare Act of 2014, Pub. L. 113-93 and  
17 additional services identified by the department of behavioral healthcare, developmental  
18 disabilities and hospitals.

19 (c) As used in this section, "certified community behavioral health clinic" means any

1 licensed community mental health center as defined by this chapter that meets the federal  
2 certification criteria of Section 223 of the Protecting Access to Medicare Act of 2014, Pub. L. 113-  
3 93 and additional criteria, as defined by the department of behavioral healthcare, developmental  
4 disabilities and hospitals including, but not limited to, these services:  
5 (1) Outpatient mental health and substance use services;  
6 (2) Twenty-four (24) hour mobile crisis response and hotline services;  
7 (3) Screening, assessment, and diagnosis, including risk assessments;  
8 (4) Person-centered treatment planning;  
9 (5) Primary care screening and monitoring of key indicators of health risks;  
10 (6) Targeted case management;  
11 (7) Psychiatric rehabilitation services;  
12 (8) Peer support and family supports;  
13 (9) Medication-assisted treatment;  
14 (10) Assertive community treatment; and  
15 (11) Community-based mental health care for military service members and veterans.  
16 (d) Subject to the approval from the United State Department of Health and Human  
17 Services' Centers for Medicaid and Medicare Services, the certified community behavioral health  
18 clinic model shall be established by January 1, 2023.

19 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
A N A C T  
RELATING TO HUMAN SERVICES -- COMMUNITY MENTAL HEALTH SERVICES

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1           This act would authorize the executive office of health and human services to submit to the  
2 Secretary of the United States Department of Health and Human Services a state plan amendment  
3 for the purposes of establishing certified community behavioral health clinics.

4           Subject to the approval from the United State Department of Health and Human Services'  
5 Centers for Medicaid and Medicare Services, the certified community behavioral health clinic  
6 model shall be established by January 1, 2023.

7           This act would take effect upon passage.

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