

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

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Date

April 5, 2022

Committee on Public & Behavioral Health & Human Services.

After consideration on the merits, the Committee recommends the following:

HB22-1281 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 4, after line 7 insert:

2           "(2) "BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES REGION"  
3 MEANS A BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES REGION  
4 DESIGNATED BY THE BHA COMMISSIONER AFTER CONSULTATION WITH  
5 THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING AND  
6 CONSIDERATION OF THE REGIONAL STRUCTURE THAT SERVES THE  
7 MEDICAID POPULATION."

8 Renumber succeeding subsections accordingly.

9 Page 4, strike line 16 and substitute "SERVICES."

10 Page 4, line 26, strike "FEDERALLY RECOGNIZED INDIAN TRIBE,".

11 Page 5, line 12, before "NEED," insert "HIGHEST".

12 Page 5, after line 22 insert:

13           "(III) IN CONNECTION WITH THE REVIEW OF GRANT APPLICATIONS  
14 AND AWARDS, THE BHA SHALL SOLICIT INPUT FROM A DIVERSE  
15 STAKEHOLDER GROUP THAT REFLECTS THE GEOGRAPHIC AND  
16 DEMOGRAPHIC DIVERSITY OF THE ENTIRE STATE, INCLUDING MEMBERS  
17 FROM RURAL AND URBAN AREAS, AND MEMBERS OF DIVERSE RACIAL,  
18 DISABILITY, AND CULTURAL GROUPS AND OF DIVERSE SEXUAL  
19 ORIENTATIONS AND GENDERS."

- 1 Page 6, line 4, after "IDENTIFIED" insert "LOCAL".
- 2 Page 6, line 5, strike "WITH SUPPORTING SERVICES".
- 3 Page 6, line 6, strike "CARE;" and substitute "CARE, INCLUDING SERVICES  
4 FOR ADULTS OR FAMILIES WITH ACUTE, COMPLEX, OR SEVERE CONDITIONS  
5 AND NEEDS;".
- 6 Page 6, line 10, strike "SERVICES." and substitute "SERVICES TO ADDRESS  
7 IDENTIFIED LOCAL BEHAVIORAL HEALTH-CARE NEEDS ALONG THE  
8 CONTINUUM OF BEHAVIORAL HEALTH CARE, INCLUDING SERVICES FOR  
9 CHILDREN, YOUTH, AND FAMILIES WITH ACUTE, COMPLEX, OR SEVERE  
10 CONDITIONS AND NEEDS."
- 11 Page 6, line 15, after "LOCAL GOVERNMENT," insert "FEDERALLY  
12 RECOGNIZED INDIAN TRIBE,".
- 13 Page 6, line 22, after "COORDINATION," insert "TRAUMA RECOVERY,  
14 TRAUMA-INFORMED TRAINING, TRAINING ON PROVIDING SERVICES IN A  
15 CULTURALLY RESPONSIVE MANNER,".
- 16 Page 6, line 23, strike "HOMES, AND" and substitute "HOMES. A  
17 COMMUNITY INVESTMENT GRANT AWARD MAY ALSO BE USED".
- 18 Page 6, line 24, strike "SERVICES." and substitute "SERVICES, WHICH MAY  
19 INCLUDE THE CREATION OR REDESIGN OF MENTAL HEALTH INPATIENT  
20 BEDS, EMERGENCY ROOM BEDS FOR MENTAL HEALTH CRISIS PATIENTS,  
21 OUTPATIENT MENTAL HEALTH BEDS, AND STEP-DOWN FACILITIES  
22 CONNECTED WITH A HOSPITAL."
- 23 Page 7, strike lines 1 through 7 and substitute:
- 24 "(II) A GRANT RECIPIENT THAT IS A PRIMARY CARE PROVIDER,  
25 WITHDRAWAL MANAGEMENT PROVIDER, OUTPATIENT SUBSTANCE USE  
26 TREATMENT PROVIDER, OR HOSPITAL MAY USE A GRANT AWARD TO  
27 CREATE A PROGRAM COMMONLY KNOWN AS "TREATMENT ON DEMAND" TO  
28 PREPARE PROVIDERS TO OFFER SAME-DAY ACCESS TO INITIATE  
29 MEDICATION-ASSISTED TREATMENT, SUBSTANCE USE COUNSELING, PEER  
30 SUPPORT, AND NAVIGATION SERVICES. AS PART OF A  
31 TREATMENT-ON-DEMAND PROGRAM, A GRANT AWARD MAY BE USED FOR:  
32 (A) TECHNICAL ASSISTANCE TO REDESIGN ACCESS AND IMPROVE  
33 EFFICIENCIES THAT WOULD MAKE TREATMENT ACCESSIBLE ON A  
34 SAME-DAY BASIS, INCLUDING EDUCATION OF PROVIDERS ON  
35 DETERMINATION OF LEVELS OF CARE AS DESCRIBED BY THE AMERICAN  
36 SOCIETY OF ADDICTION MEDICINE;

1 (B) DEVELOPING PROTOCOLS AND CREDENTIALING PROVIDERS TO  
2 INITIATE PSYCHOPHARMACOLOGICAL TREATMENTS; OR  
3 (C) RECRUITING AND TRAINING PEER SUPPORT PROFESSIONALS TO  
4 ACT AS NAVIGATORS AND ADVOCATES FOR INDIVIDUALS AND DEVELOPING  
5 PARTNERSHIPS ACROSS LEVELS OF CARE TO FACILITATE TRANSFERS OF  
6 CARE FROM HOSPITAL AND WITHDRAWAL MANAGEMENT PROGRAMS TO  
7 ONGOING TREATMENT."

8 Page 7, strike lines 13 through 15 and substitute "BEHAVIORAL HEALTH  
9 ADMINISTRATIVE SERVICES REGION."

10 Page 7, line 16, after "LOCAL GOVERNMENT;" insert "FEDERALLY  
11 RECOGNIZED INDIAN TRIBE;"

12 Page 8, line 13, strike "**contributing**" and substitute "**matching**".

13 Page 8, line 16, after "TOOL" insert "OR A COUNTY, REGIONAL, OR  
14 COMMUNITY ASSESSMENT TOOL".

15 Page 8, line 17, before "REGION" insert "BEHAVIORAL HEALTH  
16 ADMINISTRATIVE SERVICES".

17 Page 9, before line 1 insert:

18 "(d) A DEMONSTRATION THAT THE APPLICANT HAS COLLABORATED  
19 OR COMMUNICATED WITH RELEVANT COMMUNITY-BASED ORGANIZATIONS  
20 AND WITH A LOCAL GOVERNMENT IN WHICH SERVICES WILL BE OFFERED;"

21 Reletter succeeding paragraphs accordingly.

22 Page 9, lines 1 and 2, strike "CONTRIBUTING FUNDS OR NONFINANCIAL  
23 CONTRIBUTING" and substitute "MATCHING".

24 Page 9, line 2, strike "(3)" and substitute "(3)(a)".

25 Page 9, line 4, strike "CONTRIBUTING FUNDS" and substitute "MATCHING  
26 RESOURCES".

27 Page 9, line 9, strike "COMMITMENT" and substitute "PLAN".

28 Page 9, strike line 11 and substitute:

29 "(h) A DESCRIPTION OF THE APPLICANT'S EXPERIENCE IN  
30 PROVIDING CULTURALLY COMPETENT AND GENDER RESPONSIVE SERVICES,  
31 AND WHETHER THE APPLICANT IS REPRESENTATIVE OF THE INDIVIDUALS

1 THE APPLICANT SEEKS TO SERVE WITH THE GRANT; AND".

2 Reletter succeeding paragraph accordingly.

3 Page 9, strike lines 21 through 24 and substitute: "THAT OFFER A  
4 MONETARY MATCH IN RESOURCES, WHICH MAY INCLUDE COMMUNITY  
5 BENEFIT FUNDS, OR IN-KIND CONTRIBUTIONS, WHICH MAY INCLUDE LOCAL  
6 COLLABORATION, THAT DIRECTLY SUPPORT THE BEHAVIORAL HEALTH-CARE  
7 SERVICES PROVIDED WITH A GRANT AWARD. THE BHA MAY WAIVE THE  
8 MATCHING RESOURCES REQUIREMENT FOR AN".

9 Page 9, lines 26 and 27, strike "CONTRIBUTING FUNDS" and substitute  
10 "MATCHING RESOURCES".

11 Page 10, strike lines 3 through 6 and substitute:

12 "(b) IN DETERMINING WHETHER AN APPLICANT HAS IDENTIFIED A  
13 GAP IN SERVICES ON THE BEHAVIORAL HEALTH-CARE SERVICE CONTINUUM,  
14 THE BHA SHALL ACCEPT THE RESULTS OF AN ASSESSMENT CONDUCTED BY  
15 THE APPLICANT WITH THE BEHAVIORAL HEALTH-CARE SERVICES  
16 ASSESSMENT TOOL DEVELOPED BY THE BHA OR A COUNTY, REGIONAL, OR  
17 COMMUNITY ASSESSMENT TOOL THAT DEMONSTRATES GAPS IN SERVICES.

18 (c) A PROGRAM FUNDED BY A GRANT AWARD MUST COMPLY WITH  
19 THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C.  
20 SEC.12101 ET SEQ., AS AMENDED, AND SERVE INDIVIDUALS WITH A  
21 DISABILITY, AS DEFINED IN THE FEDERAL ACT, REGARDLESS OF PRIMARY  
22 DIAGNOSIS, CO-OCCURRING CONDITIONS, OR IF THE INDIVIDUAL REQUIRES  
23 ASSISTANCE WITH ACTIVITIES OF DAILY LIVING, AS DEFINED IN SECTION  
24 12-270-104."

25 Page 10, lines 19 and 20, strike "CONTRIBUTING FUNDS OR NONFINANCIAL  
26 CONTRIBUTING" and substitute "MATCHING".

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