

Committee: HHS
Drafter: EED
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LR (item)#: 303302
New Title?: Yes
Add Emergency?: No
Date: 7/14/2020

Committee Amendment “ ” to LD 1946, An Act To Improve Access to Mental and Behavioral Health Care by Providing Care in Clinical Reproductive and Sexual Health Care Settings

Amend the bill by striking out the title and substituting the following:

‘Resolve, To Improve Access to Behavioral Health Care by Providing Care in Clinical Reproductive and Sexual Health Care Settings’

Amend the bill by striking out everything after the title and inserting the following:

Sec. 1. Pilot project to deliver behavioral health services in reproductive and sexual health care settings. Resolved: That there is established within the Department of Health and Human Services, referred to in this resolve as the “department,” a pilot project to deliver behavioral health services by licensed mental health professionals in clinical reproductive and sexual health care settings to provide for greater screening of, access to and care coordination of behavioral health services for populations at risk for mental health issues and substance use disorder.

1. Definitions. As used in this resolve, unless the context otherwise indicates, the following terms have the following meanings.

A. “Behavioral health” means the treatment of mental health issues and substance use disorder.

B. “Clinical reproductive and sexual health care setting” means any nonprofit organization, public or private, engaged in providing family planning services.

C. “Family planning services” has the same meaning as in Maine Revised Statutes, Title 22, section 1902, subsection 4.

D. “Licensed mental health professional” means a licensed psychiatrist, licensed psychologist, licensed clinical social worker or licensed clinical professional counselor.

2. Pilot project components. To the extent permitted by resources allocated to the pilot project, the pilot project must be designed to include the following:

A. Support for infrastructure to reduce barriers for access to behavioral health services at clinical reproductive and sexual health care settings, including by directly providing behavioral health services or entering into a memorandum of understanding with a community-based mental health agency licensed by the state to directly bill for behavioral health services co-located on site;

B. Demonstrated ability to provide in-house behavioral health services by a licensed mental health professional that includes, but is not limited to the following:

(1) Early identification, intervention and referral services;

(2) Use of standardized screening tools, such as the Patient Health Questionnaire, CAGE Questionnaire, or Screening, Briefing Intervention and Referral to Treatment tool, for depression, anxiety, domestic or interpersonal violence and substance use or misuse, including alcohol, tobacco and opioids; and

(3) Intervention services, as appropriate, including but not limited to brief depression or anxiety counseling services, tobacco cessation counseling and treatment and access to naloxone;

C. Demonstrated ability to provide effective, equitable, understandable and respectful quality care and services that are affirming of and sensitive to cultural differences;

D. Referrals to other appropriate services, such as crisis intervention, mental health outpatient services, medication assisted treatment or substance use disorder treatment;

E. Assist patients in navigating the health care system, including assisting with the completion of eligibility applications and locating medical services; and

F. Coordinating care with other health care providers, as appropriate.

3. Pilot project implementation. The clinical reproductive and sexual health care settings must be selected on the basis of applications demonstrating interest in implementing the program and capacity to implement the program. The department shall strive to approve applications of settings of varying sizes and as geographically diverse as practicable given the pool of applicants. The department may phase in selected elements of the program over the course of the pilot project.

4. Duration of the pilot project. The department shall enter into contracts no later than January 1, 2021 with the clinical reproductive and sexual health care settings selected pursuant to subsection 3 to implement the pilot project. The pilot project must operate for 18 months from the date all of the contracts have been awarded.

5. Funding. The department shall seek and apply for available federal funds or funds from any other sources to pay the costs of the program. To the maximum extent possible, the department shall use state funds received for the pilot project to maximize its receipt of federal funds to be used for the pilot project.

6. Report on pilot project. The department shall report to the joint standing committee of the Legislature having jurisdiction over health and human services matters regarding the pilot project by January 1, 2022 and at the conclusion of the pilot project. The report must address the effectiveness of increased access to services under the pilot project established pursuant to this resolve, the schedule for full implementation if recommended by the department and the extent of any additional funding needed to accomplish full implementation. The joint standing committee may submit legislation to the Second Regular Session of the 130th Legislature regarding the pilot project, including legislation to continue or expand the pilot project.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made:

HEALTH AND HUMAN SERVICES, DEPARTMENT OF
[[*Account TBD by OFPR*]]

Initiative: Provides one-time funding for an 18-month pilot project to to deliver behavioral health services by licensed mental health professionals in clinical reproductive and sexual health care settings to provide for greater screening of, access to and care coordination of behavioral health services for populations at risk for mental health issues and substance use disorder.

[[OFPR: \$150,000 OVER 18 MONTHS / HALF OF FUNDING APPROPRIATED IN EACH YEAR. ONE-TIME FUNDING, NOT IN BASELINE.]]

SUMMARY

This amendment, which is the minority report of the committee, replaces the bill with a resolve. The resolve requires the Department of Health and Human Services to establish an 18-month pilot project to deliver behavioral health services by licensed mental health professionals in clinical reproductive and sexual health care settings to provide for greater screening of, access to and care coordination of behavioral health services for populations at risk for mental health issues and substance use disorder. The resolve directs the department to seek and apply for available federal funds or funds from any other sources to pay the costs of the program and provides that the department, to the maximum extent possible, must use state funds received for the pilot project to maximize its receipt of federal funds to be used for the pilot project. The resolve provides funding of \$75,000 for implementing the first year of the 18-month pilot project. It is anticipated that the same amount of funding will be required in fiscal year 2021-2022.

It also directs the department to submit reports by January 1, 2022 and at the conclusion of the pilot project regarding the implementation of the pilot project to the joint standing committee of the Legislature having jurisdiction over health and human services matters. The joint standing committee of the Legislature having jurisdiction over health and human services matters may submit legislation related to the pilot project to the Second Regular Session of the 130th Legislature.



129th MAINE LEGISLATURE

LD 1946

LR 3033(02)

An Act To Improve Access to Mental and Behavioral Health Care by Providing Care in Clinical Reproductive and Sexual Health Care Settings

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Health and Human Services

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Net Cost (Savings)				
General Fund	\$0	\$75,000	\$75,000	\$0
Appropriations/Allocations				
General Fund	\$0	\$75,000	\$75,000	\$0

Fiscal Detail and Notes

The bill includes a one-time General Fund appropriation to the Department of Health and Human Services (DHHS) of \$75,000 in fiscal year 2020-21 to fund the first half of an 18-month pilot project to deliver behavioral health services by licensed mental health professionals in clinical reproductive and sexual health care settings to provide for greater screening of, access to and care coordination of behavioral health services for populations at risk for mental health issues and substance use disorder. It is the intent of this bill that an additional \$75,000 be appropriated in fiscal year 2021-22 for the same purpose.

The bill requires the DHHS, to the maximum extent possible, to utilize the state funding received for the pilot project to maximize the receipt of federal funds for use on the pilot project. If the DHHS is not able to receive federal or other grant funding to run the pilot, additional state funds may be required.

ROS: Strike appropriation/allocation section in bill and replace with below:

Sec. Appropriations and allocations.

The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Mental Health Services - Community Z198

Initiative: Provides one-time funding for an 18-month pilot project to deliver behavioral health services by licensed mental health professionals in clinical reproductive and sexual health care settings to provide for greater screening of, access to and care coordination of behavioral health services for populations at risk for mental health issues and substance use disorder.

GENERAL FUND	2019-20	2020-21
All Other	\$0	\$75,000
GENERAL FUND TOTAL	<hr/>	<hr/>
	\$0	\$75,000

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF
DEPARTMENT TOTALS**

	2019-20	2020-21
GENERAL FUND	\$0	\$75,000
DEPARTMENT TOTAL - ALL FUNDS	<hr/>	<hr/>
	\$0	\$75,000