

**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.