STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

COMMITTEE SUBSTITUTE
FOR HOUSE CONCURRENT
RESOLUTION NO. 1090 By: Matlock and Boyd (Laura)

COMMITTEE SUBSTITUTE

A Concurrent Resolution relating to inpatient and outpatient mental health care for children and youth; directing the Department of Human Services to establish, develop and implement certain process; specifying certain criteria; directing the Department to convene an Advisory Committee to the Medical Services Division of the Department of Human Services and the Department of Mental Health and Substance Abuse Services; stating purpose; providing for officers, meetings and appointments of the Committee members; and directing distribution.

WHEREAS, expenditures for Medicaid reimbursement for inpatient psychiatric care for children and youth have decreased and continue to decrease as a result of the implementation of Enrolled House Joint Resolution No. 1001 enacted in 1993; and

WHEREAS, it is essential that adequate outpatient services are available in order to provide for the mental health needs of children and youth and to continue the progress that has been achieved in effective management of Medicaid funds; and

WHEREAS, inappropriate placements and inadequate services unnecessarily inflate Oklahoma's Medicaid costs; and

WHEREAS, the state has the authority to establish the eligibility standards for the medically needy category of Medicaid benefits; and

WHEREAS, the state further has the authority to establish rules and standards for appropriate access to outpatient services reimbursed through Medicaid funds; and

WHEREAS, the state has exercised this authority and flexibility to greatly reduce the inappropriate hospitalization of children and youth; and

WHEREAS, revised criteria are appropriate for achieving the purposes of both inpatient and outpatient treatment for children and youth; and

WHEREAS, it is essential that the state should now exercise its authority and flexibility to develop adequate outpatient services for children and youth.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 44TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

THAT the Department of Human Services, with the assistance of the Department of Mental Health and Substance Abuse Services and such other public and private agencies and individual providers as may be necessary and appropriate for outpatient services for children and youth, is directed to establish a process to determine provider qualifications, utilization review person qualifications and funding criteria for the purpose of reviewing, revising and developing such criteria and procedures as may be necessary to develop and implement:

1. Appropriate intake, screening, evaluation, case management, referral and other necessary services for mental health and substance abuse services provided through the State Medicaid Program for outpatient mental health services for children and youth;

2. An appropriate array of less restrictive and alternative services to outpatient care and treatment, including but not limited to home-based services, outpatient services and day treatment which emphasize:

a. a family systems approach to treatment,

b. ease of access to public or private mental health services, and

c. lack of duplication of screening and utilization review processes;

3. An appropriate utilization review model of providers, which should include, but not be limited to:

a. funding for utilization review persons,

b. administrative costs,

c. qualifications for utilization review persons, including the requirement that such persons are licensed by this state as mental health professionals, including but not limited to Licensed Professional Counselors, Licensed Marriage and Family Therapists, Licensed Clinical Social Workers, Licensed Psychologists or Psychiatrists. Such person shall have a minimum of a Master's Degree,

d. review of both urban and rural needs for outpatient services,

e. Medicaid reimbursements,

f. tracking programs concerning persons utilizing outpatient services, and

g. utilization review at least every six (6) weeks; and

4. Appropriate processes for approval of mental health service providers reflecting equivalency of licensed mental health professionals with a minimum of three (3) years of clinical experience, i.e., Licensed Professional Counselors, Licensed Marital and Family Therapists, Licensed Clinical Social Workers, Licensed Psychologists and Psychiatrists.

THAT the Department of Human Services is directed to convene within six (6) months of passage and approval of this resolution an Advisory Committee to the Medical Services Division of the Department and the Department of Mental Health and Substance Abuse Services. The purpose of the Committee is to monitor, advise and recommend programs and needs for outpatient mental health services

to children and youth. The Committee should elect a chairperson and a vice chairperson. The members of the Committee should receive no compensation, and should meet annually or as needed, at the call of the chairperson. Members should be appointed by the Director of the Department as follows:

1. One member from the Department of Human Services;

2. One member from the Community Mental Health Centers;

3. One member from the State Department of Health children's services;

4. One member from a private family and children services agency;

5. One member from the State Department of Education;

6. One member from the Commission on Children and Youth;

7. One member from a hospital-based outpatient clinic;

8. One member who is a parent of a person receiving inpatient or outpatient services;

9. One member who is a State Representative;

10. One member who is a State Senator; and

11. One member from each of the following licensed professions in private practice who are members of mental health provider groups, including Licensed Marital and Family Therapists, Licensed Professional Counselors, Licensed Clinical Social Workers, Licensed Psychologists and Psychiatrists.

THAT copies of this resolution shall be distributed to each member of the Commission for Human Services and the Department of Human Services.

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