

ENGROSSED HOUSE
BILL NO. 1115

By: Lindley and Gilbert of the
House

and

Robinson of the Senate

An Act relating to mental health; stating legislative findings; providing for study by certain agencies; providing for report; continuing certain pilot projects; stating requirements; providing for funding; defining term; providing for noncodification; providing for codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

A. The Oklahoma Legislature recognizes that a small but significant group of children and youth who are dually diagnosed as having mental disorders as well as developmental delays are inadequately served by the State of Oklahoma. The Department of Human Services is mandated to serve children and youth with developmental disabilities and the Department of Mental Health and Substance Abuse Services is mandated to serve children and youth with mental disorders; however, neither agency alone is able to adequately serve children and youth who are dually diagnosed.

The Legislature further recognizes that providing appropriate services to this population will take significant cooperation and coordination between the involved state agencies.

B. The Oklahoma Department of Human Services, the Oklahoma Department of Mental Health and Substance Abuse Services and the Oklahoma Health Care Authority shall conduct a study regarding how to provide appropriate treatment and services to dually diagnosed

children and youth and shall develop a proposal for establishing a full continuum of care for this population. The previously listed agencies shall submit a report of the findings of their study to the Speaker of the House of Representatives, the President Pro Tempore of the Senate and the Governor by December 1, 2001.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5-521 of Title 43A, unless there is created a duplication in numbering, reads as follows:

A. The Department of Mental Health and Substance Abuse Services shall continue pilot projects previously established for the delivery of mental health services to children and adolescents through a community-based system of care, contingent upon the availability of funds. Pilot projects shall include, but not be limited to, requirements for:

1. The active participation and assistance of:
 - a. local public agencies and private child-serving agencies receiving state funds through contracts with state agencies,
 - b. local offices of state agencies having health, mental health or social or other service responsibilities related to children and adolescents, and
 - c. the local school district;
2. The use of comprehensive treatment plans that cross individual agency boundaries;
3. Case managers responsible for the coordination of service delivery;
4. Flexible funding to provide traditional or nontraditional services for which no other source of funding is available;
5. A coordinated database for children receiving services through the pilot project; and
6. Outcome measures to evaluate the service and cost effectiveness of the project.

B. Community-based system of care for mental health services for children and adolescents shall be funded through available agency funds, federal grants, and private grants or other funds. Each state agency required by this act to participate in the continuation of pilot projects shall also assist with funding, including any required state matches to federal funds.

As used in this section, "community-based system of care" means a consortium of public and private agencies within a community that establishes a coordinated team approach for the delivery of services to children and adolescents who require mental health services and their families. Services provided under a community-based system of care may include, but shall not be limited to, case management and service coordination, counseling, day treatment, special education services, family support, health services, homebound services, respite care, residential care, transitional services, psychiatric consultation, medication, transportation and wrap-around or nontraditional services.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 8th day of March, 2001.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2001.

Presiding Officer of the Senate