

**Unofficial Draft Copy**

As of: August 8, 2014 (2:19pm)

LCCF05

\*\*\*\* Bill No. \*\*\*\*

Introduced By \*\*\*\*\*

By Request of the \*\*\*\*\*

A Bill for an Act entitled: "An Act revising requirements of the crisis intervention and jail diversion grant program for counties; providing an appropriation; amending section 53-21-1203, MCA; and providing an effective date."

Be it enacted by the Legislature of the State of Montana:

**Section 1.** Section 53-21-1203, MCA, is amended to read:

**"53-21-1203. State matching fund grants for county crisis intervention, jail diversion, precommitment, and short-term inpatient treatment costs -- report to the legislature.** (1) As soon as possible after July 1 of each year, from funds appropriated by the legislature for the purposes of this section, the department shall grant to each eligible county state matching funds for:

(a) jail diversion and crisis intervention services to implement 53-21-1201 and 53-21-1202;

(b) insurance coverage against catastrophic precommitment costs if a county insurance pool is established pursuant to 2-9-211; and

(c) short-term inpatient treatment.

(2) Grant amounts must be based on:

(a) available funding ~~and;~~

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(b) the criteria established in subsection (3); and

(c) the prospects that a county or multicounty plan submitted pursuant to subsection ~~(3)~~ (4) will, if implemented, reduce admissions to the state hospital for emergency and court-ordered detention and evaluation and ultimately result in cost savings to the state.

(3)(a) The department shall develop a ~~sliding scale~~ formula for state grants based upon that takes into consideration:

(i) the historical county use of the state hospital with a high-use county receiving a lower percentage of matching funds. The sliding scale must be based upon the number of admissions by county compared to total admissions and upon the population of each county compared to the state population. than a low-use county;

(ii) the amount of a community's contribution to the grant project, including in-kind contributions, with a proposal having a greater percentage of community contribution receiving a higher percentage of matching funds than a proposal with a smaller percentage of community contribution;

(iii) the size of the geographic area and population served by the grant project, including the number of counties served by the proposed project, with a proposal serving a larger geographic area, population, or number of counties receiving a higher percentage of matching funds than a proposal serving a smaller area, population, or number of counties.

(b) The ~~sliding scale~~ formula's calculation of historical county use of the state hospital must be based upon the number of

admissions by county compared to total admissions and upon the population of each county compared to the state population.

~~(3)~~(4) In order to be eligible for the state matching funds, a county shall, in the time and manner prescribed by the department:

(a) apply for the funds and include in the grant application a detailed plan for how the county and other local entities will collaborate and commit local funds for the mental health services listed in subsection (1);

(b) develop and submit to the department a county or multicounty jail diversion and crisis intervention services strategic plan pursuant to 53-21-1201 and 53-21-1202, including a plan for community-based or regional emergency and court-ordered detention and examination services and short-term inpatient treatment;

(c) participate in a statewide or regional county insurance plan for precommitment costs under 53-21-132 if a statewide or regional insurance plan has been established as authorized under 2-9-211;

(d) participate in a statewide or regional jail suicide prevention program if one has been established by the department for the state or for the region in which the county is situated; and

(e) collect and report data and information on county jail diversion, crisis intervention, and short-term inpatient treatment services in the form and manner prescribed by the department to support program evaluation and measure progress on

performance goals.

(5) A county that seeks continued grant funding of a previously funded project shall receive at a minimum the amount of grant funding provided in the previous fiscal year if the project will continue to serve at least the same geographic area or number of people.

~~(4)~~(6) The department shall:

(a) adopt rules by August 1, 2011, to implement the provisions of this section; and

(b) report to the joint appropriations/finance and claims subcommittee on health and human services on its evaluation of the programs and activities funded under this section.

(7) If the amount of state grants requested in a fiscal year is lower than the amount appropriated by the legislature, the department shall make the remaining money available to grant recipients who submit plans for use of the additional funds if the plans meet the requirements of this section."

{Internal References to 53-21-1203: None.}

NEW SECTION. **Section 2. Appropriation.** There is appropriated \$2 million from the general fund to the department of public health and human services for the biennium beginning July 1, 2015, to provide state matching funds pursuant to 56-21-1203.

NEW SECTION. **Section 3. {standard} Effective date.** [This act] is effective July 1, 2015.

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