

HOUSE BILL NO. 660

INTRODUCED BY J. KRAUTTER, F. ANDERSON, D. BARRETT, B. BENNETT, C. BOLAND, G. CUSTER, K. DUDIK, M. DUNWELL, J. ELLIS, D. FERN, S. FITZPATRICK, P. FLOWERS, M. FUNK, F. GARNER, J. GROSS, D. HARVEY, K. HOLMLUND, L. JONES, J. KEANE, K. KELKER, E. KERR-CARPENTER, D. LOGE, M. MACDONALD, S. MALEK, E. MCCLAFFERTY, M. MCNALLY, J. POMNICHOWSKI, C. POPE, D. SALOMON, D. SANDS, J. SESSO, R. SHAW, J. SMALL, C. SMITH, M. SWEENEY, G. VUCKOVICH, S. WEBBER, T. WELCH, K. WHITE, T. WOODS

A BILL FOR AN ACT ENTITLED: "AN ACT CREATING A MOBILE CRISIS UNIT PROGRAM; PROVIDING FOR LOCAL COMMUNITY GRANTS; PROVIDING RULEMAKING AUTHORITY; PROVIDING AN APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE AND A TERMINATION DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. **Section 1. Definitions.** As used in [sections 1 through 3], the following definitions apply:

(1) "Department" means the department of public health and human services provided for in 2-15-2201.

(2) "Mental health crisis" means a mental health condition that manifests in symptoms of sufficient severity that it is reasonable to expect the absence of immediate attention or intervention to result in:

(a) serious jeopardy to the individual's health or well-being; or

(b) a danger to others.

(3) "Mobile crisis intervention services" means mental health services provided by a mobile crisis unit at the location where a person is having a mental health crisis, as determined through screening by dispatch.

Services are intended to:

(a) stabilize acute psychiatric or behavioral symptoms;

(b) evaluate treatment needs;

(c) develop a plan to meet the ongoing needs of the person having a mental health crisis; and

(d) transport the person to a more appropriate facility for care if applicable.

(4) "Mobile crisis unit" means a team consisting of one mobile crisis unit professional and one other person that provides OR MORE SUPPORT PERSONS WHO PROVIDE mobile crisis intervention services and coordinates



1 COORDINATE with dispatch, local law enforcement, emergency medical services personnel, and other appropriate
2 local or state resources.

3 (5) "Mobile crisis unit professional" means:

4 (A) a mental health professional, as defined in 37-38-102, or;

5 (B) A SOCIAL WORKER LICENSURE CANDIDATE AS DEFINED IN 37-22-102;

6 (C) A PROFESSIONAL COUNSELOR LICENSURE CANDIDATE AS DEFINED IN 37-23-102; OR

7 (D) A MARRIAGE AND FAMILY THERAPIST LICENSURE CANDIDATE AS DEFINED IN 37-37-102.

8 (6) "SUPPORT PERSON" MEANS:

9 (A) A PHYSICIAN, PHYSICIAN ASSISTANT, ADVANCED PRACTICE REGISTERED NURSE, OR REGISTERED NURSE
10 LICENSED UNDER TITLE 37;

11 (B) AN EMERGENCY CARE PROVIDER AS DEFINED IN 37-3-102; OR

12 (C) a behavioral health peer support specialist as provided for in 37-38-101, who has completed additional
13 training and certification requirements developed by the department.

14
15 NEW SECTION. Section 2. Department duties -- rulemaking authority. (1) The department shall
16 adopt rules necessary for the administration of [sections 1 through 3].

17 (2) The rules may include but are not limited to:

18 (a) training and licensure requirements for mobile crisis unit personnel; and

19 (b) reporting requirements for the grant recipients.

20
21 NEW SECTION. Section 3. Grants -- reporting requirements. (1) Subject to appropriation by the
22 legislature, the department shall award competitive grants to local communities for establishing mobile crisis units.

23 (2) A grant award under this section may not exceed \$125,000 and must be matched in the amount of
24 \$1 in local government matching funds for each \$1 in grant money awarded.

25 (3) (A) AT LEAST ONE GRANT AWARDED UNDER THIS SECTION MUST BE AWARDED TO A RURAL COMMUNITY,
26 UNLESS NO RURAL COMMUNITY APPLIES FOR A GRANT UNDER THIS SECTION. TWO OR MORE RURAL COMMUNITIES LOCATED
27 IN CLOSE PROXIMITY TO EACH OTHER MAY APPLY JOINTLY FOR A GRANT UNDER THIS SECTION.

28 (B) FOR THE PURPOSES OF THIS SUBSECTION (3), "RURAL COMMUNITY" MEANS A CITY, TOWN, CONSOLIDATED
29 CITY-COUNTY, OR UNINCORPORATED AREA WITH A POPULATION OF NO MORE THAN 15,000 INHABITANTS.

30 ~~(3)~~(4) A grant application must include, at a minimum, the following elements:

1 (a) a proposal containing information that is sufficient for the department to obtain an adequate
2 understanding of how the program will operate, including the:

- 3 (i) days and hours proposed to be staffed;
- 4 (ii) criteria for hiring mobile crisis unit personnel;
- 5 (iii) plan for training and certification of mobile crisis unit professionals, which must include first aid,
6 cardiopulmonary resuscitation, and nonviolent crisis resolution; and
- 7 (iv) plan for transporting mobile crisis units;

8 (b) the proposed budget;

9 (c) proof of available local government matching funds in the amount of \$1 for each \$1 applied for in
10 grant money;

11 (d) written confirmation from the local law enforcement agency that the local law enforcement agency
12 is amenable to coordinating with the mobile crisis unit and the proposed coordination protocol; and

13 (e) the name of the consulting company that will be utilized, if applicable.

14 ~~(4) Grant applications shall be reviewed by a selection committee composed of at least one~~
15 ~~representative from each of the following:~~

- 16 ~~—— (a) the department;~~
- 17 ~~—— (b) the veterans' affairs division of the department of military affairs;~~
- 18 ~~—— (c) the office of the attorney general;~~
- 19 ~~—— (d) a member of the senate appointed by the president; and~~
- 20 ~~—— (e) a member of the house of representatives appointed by the speaker.~~

21 (5) Grant recipients shall collect data and information on emergency room and jail diversion, crisis
22 intervention, and connection with followup services and present the data and information in the form and manner
23 prescribed by the department to support program evaluation, measure progress on performance goals, and allow
24 for a state plan amendment establishing the reimbursement rate for mobile crisis services to be drafted and sent
25 to the centers for medicare and medicaid services for approval.

26 (6) The department shall present a report containing the information received and processed in
27 subsection (5) to the children, families, health, and human services interim committee by ~~October 31~~ JUNE 15,
28 2020.

29
30 NEW SECTION. **Section 4. Appropriation.** (1) There is appropriated \$500,000 from the state general

1 fund to the department of public health and human services for use during the biennium beginning July 1, 2019,
2 for the purposes of [section 3].

3 (2) The appropriation is intended to be a one-time-only appropriation.
4

5 NEW SECTION. **Section 5. Notification to tribal governments.** The secretary of state shall send a
6 copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell
7 Chippewa tribe.
8

9 NEW SECTION. **Section 6. Codification instruction.** [Sections 1 through 3] are intended to be codified
10 as an integral part of Title 53, chapter 21, PART 12, and the provisions of Title 53, chapter 21, PART 12, apply to
11 [sections 1 through 3].
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13 NEW SECTION. **Section 7. Effective date.** [This act] is effective July 1, 2019.
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15 NEW SECTION. **Section 8. Termination.** [This act] terminates June 30, 2021.
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