

SENATE BILL NO. 4

INTRODUCED BY A. OLSZEWSKI

BY REQUEST OF THE CHILDREN, FAMILIES, HEALTH, AND HUMAN SERVICES INTERIM COMMITTEE

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE USE OF DAILY OR MONTHLY RATES FOR REIMBURSEMENT OF CERTAIN COMMUNITY DEVELOPMENTAL DISABILITIES SERVICES; AMENDING SECTION 53-20-205, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 53-20-205, MCA, is amended to read:

"53-20-205. Community services. (1) The department may establish and administer community comprehensive services, programs, clinics, or other facilities throughout the state for the purpose of aiding in the prevention, diagnosis, amelioration, or treatment of developmental disabilities. Programs, clinics, or other services may be provided directly by state agencies or indirectly through contract or cooperative arrangements with other agencies of government, regional or local, private or public agencies, private professional persons, or accredited health or long-term care facilities.

(2) The department may contract for programs for developmental disabilities services. Contracts entered into by the department must contain specific conditions for performance by the contractor. The department shall set minimum standards for programs and establish appropriate qualifications for persons employed in the programs.

(3) (a) Upon approval from the centers for medicare and medicaid services, the department shall use a daily or monthly rate to reimburse:

- (i) residential habilitation services; and
- (ii) nonresidential group services as appropriate.

(b) The rate must include options for additional payments based on the level of need of the individuals receiving services.

(c) For the purposes of this subsection (3):

(i) "daily rate" means reimbursement for services provided for any period from 12:00 a.m. to 11:59 p.m.;
and



