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HOUSE BILL NO. 252

INTRODUCED BY J. KARLEN, C. KEOGH, M. MARLER, E. STAFMAN, M. THANE, M. DUNWELL, J.

TREBAS

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR AN OPTIONAL MENTAL HEALTH SCHOOL SCREENING PROGRAM; ESTABLISHING SCREENING AND REPORTING REQUIREMENTS; TRANSFERRING FUNDS; PROVIDING AN APPROPRIATION; AMENDING SECTION 16-12-111, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

NEW SECTION. Section 1. Mental health school screening program. (1) There is available to

schools that wish to participate a mental health school screening program to identify depression, anxiety, and suicide risk in middle school and high school students.

(2) The department shall contract with a vendor one or more vendors that, at a minimum, **has** have the ability to:

- (a) identify schools interested in providing a mental health screening program that links students to appropriate services, as needed;
- (b) use a best practice, standardized tool to screen for depression, anxiety, and suicide risk;
- (c) provide immediate clinical followup services for students whose screenings indicate an imminent risk of self-harm;
- (d) establish a network of mental health professionals who:
 - (i) commit to being available to provide continued clinical care to students who have an identified need for mental health services if the student or the student's parent elects to seek treatment for the student;
 - and
 - (ii) are able to bill public and private payment sources for the services; and
 - (e) report regularly to the department on the number of students screened and, in a deidentified manner, on the outcomes of the screenings, the proportion of students screened who received same-day

1 mental health services, and the proportion of students who used case management services.

2 (3) The department shall ~~obtain an acknowledgment from~~ require the selected vendor to provide
3 documentation that the vendor ~~will comply~~ is complying with all state and federal laws regarding privacy of
4 student records and health care information, including but not limited to:

5 (a) the Montana Pupil Online Personal Information Protection Act, 20-7-1323 through 20-7-1326;
6 and

7 (b) the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. 1232g, as amended, and its
8 implementing regulations at 34 CFR, part 99.

9 (4) A school participating in the screening program shall notify parents of the date of any screening
10 at least a week before the screening occurs.

11
12 NEW SECTION. Section 2. Mental health school screening special revenue account. (1) There is
13 an account in the state special revenue fund provided for in 17-2-102 to the credit of the department.

14 (2) The account consists of:

15 (a) money transferred from the marijuana state special revenue account as provided in 16-12-111;
16 and

17 (b) interest or income earned on the account.

18 (3) Money in the account must be used by the department for the mental health school screening
19 program provided for in [section 1].

20
21 **Section 3.** Section 16-12-111, MCA, is amended to read:
22 **"16-12-111. Marijuana state special revenue account -- operating reserve -- transfer of excess**
23 **funds.** (1) There is a dedicated marijuana state special revenue account within the state special revenue fund
24 established in 17-2-102, to be administered by the department.

25 (2) The account consists of:

26 (a) money deposited into the account pursuant to this chapter;

27 (b) the taxes collected pursuant to Title 15, chapter 64, part 1;

28 (c) license and registered cardholder fees deposited into the account pursuant to this chapter;