

**Unofficial Draft Copy**

As of: August 29, 2012 (4:36pm)

LCSC14

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

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

By Request of the Select Committee on Efficiency in Government

A Bill for an Act entitled: "An Act creating an advisory committee on cost-based rate reimbursement for medicaid mental health targeted case management services; establishing the duties of the committee; requiring the committee to submit reports the legislative finance committee and to the 2015 legislature; providing an effective date; and providing a termination date."

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

NEW SECTION. **Section 1. Advisory committee -- membership -  
- meetings -- reimbursement.** (1) There is an advisory committee that shall work with the department of public health and human services to design a cost-based rate reimbursement plan for medicaid mental health targeted case management services.

(2) The committee consists of nine members appointed no later than August 1, 2013, as follows:

(a) two members of the Montana senate appointed by the senate committee on committees and each representing a different political party;

(b) two members of the Montana house of representatives appointed by the speaker and each representing a different political party;

(c) the division administrator of the developmental services

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division of the department of public health and human services;

(d) the division administrator of the addictive and mental disorders division of the department of public health and human services; and

(e) three members representing providers of adult and children's mental health targeted case management services who are chosen and appointed by the director of the department of public health and human services from a list of six individuals nominated by the Montana children's initiative and the Montana council of community mental health centers.

(3) Committee members shall serve for a term of 2 years. Vacancies must be filled by the appointing authority.

(4) Committee members shall elect a presiding officer at the first meeting.

(5) The committee shall meet monthly unless a majority of the committee determines that the committee is able to accomplish committee work through quarterly meetings, in which case the committee may meet four times per year.

(6) The committee is attached to the department of public health and human services for administrative purposes only, as provided in 2-15-121.

(7) (a) Legislative members of the committee are entitled to receive compensation as provided in 5-2-302.

(b) Committee members who are full-time salaried employees of the state are entitled to reimbursement for expenses as provided in 2-18-501 through 2-18-503.

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NEW SECTION. **Section 2. Advisory committee duties.** (1) The advisory committee shall design a cost-based rate reimbursement plan for medicaid mental health targeted case management services.

- (2) The cost-based rate reimbursement plan must include:
- (a) a monthly case management reimbursement rate;
  - (b) a cost-based rate reimbursement methodology based upon, but not limited to, the following factors:
    - (i) the consumer price index;
    - (ii) energy costs;
    - (iii) health insurance increases;
    - (iv) salaries;
    - (v) fixed costs;
    - (vi) reasonable costs associated with the provision of services;
    - (vii) the service utilization average per provider from the previous year; and
    - (ix) the unduplicated number of recipients per provider; and
  - (c) a schedule for periodically updating reimbursement rates that takes into account changes in cost and service utilization.

NEW SECTION. **Section 3. Advisory committee reports.** During the 2013-2014 interim, a representative of the advisory committee shall appear before and provide a written report no less than five times to the legislative finance committee concerning the progress of the cost-based rate reimbursement plan.

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NEW SECTION. **Section 4. Advisory committee findings, recommendations, report, and legislation.** The advisory committee shall make findings and recommendations concerning the cost-based rate reimbursement plan and provide a written report to the 2015 legislature documenting those findings and recommendations.

NEW SECTION. **Section 5. {standard} Effective date.** [This act] is effective July 1, 2013.

NEW SECTION. **Section 6. {standard} Termination.** [This act] terminates December 31, 2014.

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