Provisional DraftFor review by CFHHS May
9, 2024

68th Legislature 2023

CFHHS 2.1

1	**** BILL NO. ****
2	INTRODUCED BY ****
3	BY REQUEST OF THE ****
4	A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING THE MONTANA NO WRONG DOOR PROGRAM;
5	REQUIRING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO APPLY FOR A MEDICAID
6	WAIVER TO FUND THE PROGRAM; PROVIDING RULEMAKING AUTHORITY; PROVIDING AN
7	APPROPRIATION; AND PROVIDING EFFECTIVE DATES."
8	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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10	NEW SECTION. Section 1. Definitions. As used in this part, the following definitions apply:
11	(1) "Department" means the department of public health and human services provided for in 2-15-
12	2201.
13	(2) "Long-term services and supports" means a broad range of assistance and supports used by
14	individuals of all ages and their caregivers to address functional, cognitive, behavioral and health challenges
15	that allow for the individual to maintain or increase his or her ability to live in a community setting of choice, and
16	includes services provided in facilities and community-based settings.
17	(3) "No wrong door" means a virtual single point of entry that is designed to help persons with
18	disabilities and persons who are elderly, and their caregivers and families, address their unique unique
19	combination of needs through public and private long-term services and supports.
20	(4) "Person-centered planning" means a process directed by a person with long-term services and
21	supports needs and/or their designated representative implemented in a manner that supports the person,
22	makes him or her central to the process, and recognizes the person as the expert on goals and needs pursuant
23	to the Affordable Care Act, P.L. 111-148 and 111-152.
24	(5) "Persons with disabilities or persons who are elderly" means those categories of persons who
25	are elderly and disabled as defined in accordance with section 1915 of Title XIX of the Social Security Act, 42
26	U.S.C. 1396n.
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28	NEW SECTION. Section 2. Montana no wrong door program. (1) The Montana no wrong door

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program is a federally funded program approved under section 1115 of the Social Security Act. It enables the department to provide person-centered planning for persons with disabilities or persons who are elderly, especially those who require long-term services and supports. (2) (a) To ensure no wrong door program services are widely available, the department shall partner with area agencies on aging, tribal entities, hospitals, and other community organizations to implement the services prescribed in subsection (3). The department may require training and certification of staff at partner organizations to ensure (b) quality of no wrong door program services. Program services shall include, at a minimum: (3)information, referral, and assistance concerning aging and disability issues and long-term care (a) planning, including long-term services and supports; comprehensive assessments to identify a person's needs, desires, and any challenges the (b) person may face in accessing or receiving care; person-centered planning services, training, credentialing, and quality assurance; (c) (d) advice, information, and counseling to help a person obtain employment or employment-related services. screening for private resources and public benefits for which they are eligible, including health (ii) insurance, (iii) information on long-term services and supports and other long-term care planning: follow-up to ensure referrals met a person's needs and to offer additional assistance if needed, (e) help coordinating transitions between providers, facilities, or other sites of care; (f) (g) a toll-free telephone number; (h) other services deemed applicable by the department or the division of the department that administers long-term care services for senior citizens and individuals with physical disabilities. (4) The department may adopt rules to implement the Montana no wrong door program. NEW SECTION. Section 3. Montana no wrong door program -- eligibility. [This section intentionally left blank for committee consideration.]

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2	NEW SECTION. Section 4. Appropriation. [This section intentionally left blank for committee
3	consideration.]
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5	NEW SECTION. Section 5. Codification instruction. [Sections 1 through 2] are intended to be
6	codified as an integral part of Title 53, chapter 6, and the provisions of Title 53, chapter 6, apply to [sections 1
7	through 2].
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9	NEW SECTION. Section 6. Direction to department of public health and human services. The
10	legislature directs the department of public health and human services to apply to the centers for medicare and
11	medicaid services as soon as practicable and no later than January 1, 2026, for a medicaid waiver to provide,
12	to the extent allowable, the services identified in [section 2].
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14	NEW SECTION. Section 7. Effective dates. (1) Except as provided in subsections (2) and (3), [this
15	act] is effective on passage and approval.
16	(2) [Section 4] is effective July 1, 2025.

human services certifies to the code commissioner that the centers for medicare and medicaid services

director shall submit certification within 10 days of the occurrence of the contingency.

approved the department's application for a waiver or state plan amendment to implement the program. The

[Section 2] is effective on the date that the director of the department of public health and