



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB1809

Introduced 2/17/2021, by Rep. Deb Conroy

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the Substance Use Disorder Act. Requires the Department of Human Services to establish a Behavioral Health Receiving Center Grant Pilot Program to award a grant to one or more counties to develop and implement a behavioral health receiving center. Requires the Department to issue a request for proposals no later than July 1, 2021 and to award all grants before December 31, 2021. Prohibits the use of the grant to purchase land for the behavioral health receiving center. Provides that the purpose of the behavioral health receiving center project is to increase access to mental health crisis services for individuals who are experiencing a mental health crisis; and to reduce the number of individuals who are incarcerated or in a hospital emergency room while experiencing a mental health crisis. Requires a grant application to contain certain information including the population to which the behavioral health receiving center will serve, the type of mental health services that will be provided, and the cost of the proposed project. Requires the Department to report to certain House and Senate committees before June 30, 2022 regarding each county awarded a grant and the details of each project. Requires the Department to report to the committees before June 30, 2024 regarding certain data and recommendations for the future use of mental health crisis services in behavioral health receiving centers. Amends the Medical Assistance Article of the Illinois Public Aid Code. Requires the Department of Healthcare and Family Services to apply, no later than July 1, 2021, for a federal waiver or Title XIX State Plan amendment to provide reimbursement through a bundled daily rate for crisis management services that are delivered to an individual during the individual's stay at a behavioral health receiving center. Effective immediately.

LRB102 14964 KTG 20319 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Substance Use Disorder Act is amended by  
5 adding Section 5-28 as follows:

6 (20 ILCS 301/5-28 new)

7 Sec. 5-28. Behavioral Health Receiving Center Grant  
8 Program.

9 (a) Definitions. As used in this Section:

10 "Behavioral health receiving center" means a 23-hour  
11 non-secure program or facility that is responsible for, and  
12 provides mental health crisis services to, an individual  
13 experiencing a mental health crisis.

14 "Project" means a behavioral health receiving center  
15 project described in subsection (b).

16 (b) The Department shall establish a Behavioral Health  
17 Receiving Center Grant Pilot Program in accordance with this  
18 Section. The pilot program shall operate for a 5-year period.  
19 No later than July 1, 2021 the Department shall issue a request  
20 for proposals to award a grant to one or more counties to  
21 develop and implement a behavioral health receiving center  
22 project. A grant awarded under this Section may not be used to  
23 purchase land for the behavioral health receiving center. The

1 Department shall award all grants under this Section before  
2 December 31, 2021.

3 (c) The purpose of a project is to:

4 (1) increase access to mental health crisis services  
5 for individuals in the State who are experiencing a mental  
6 health crisis; and

7 (2) reduce the number of individuals in the State who  
8 are incarcerated or in a hospital emergency room while  
9 experiencing a mental health crisis.

10 (d) An application for a grant under this Section shall:

11 (1) identify the population to which the behavioral  
12 health receiving center will provide mental health crisis  
13 services;

14 (2) identify the type of mental health crisis services  
15 the behavioral health receiving center will provide;

16 (3) explain how the population described in paragraph  
17 (1) will benefit from the provision of mental health  
18 crisis services;

19 (4) provide details regarding:

20 (A) how the proposed project plans to provide  
21 mental health crisis services;

22 (B) how the proposed project will ensure that  
23 consideration is given to the capacity of the  
24 behavioral health receiving center;

25 (C) how the proposed project will ensure timely  
26 and effective provision of mental health crisis

1 services;

2 (D) the cost of the proposed project;

3 (E) any existing or planned contracts or  
4 partnerships between the applicant and other  
5 individuals or entities to develop and implement the  
6 proposed project;

7 (F) any plan to use funding sources in addition to  
8 a grant under this Section for the proposed project;

9 (G) the sustainability of the proposed project;

10 and

11 (H) the methods the proposed project will use to:

12 (i) protect the privacy of each individual who  
13 receives mental health crisis services from the  
14 behavioral health receiving center;

15 (ii) collect non-identifying data relating to  
16 the proposed project; and

17 (iii) provide transparency on the costs and  
18 operation of the proposed project; and

19 (5) provide other information requested by the  
20 Department to ensure that the proposed project satisfies  
21 the criteria described in subsection (f).

22 (f) In evaluating an application for the grant, the  
23 Department shall consider:

24 (1) the extent to which the proposed project will  
25 fulfill the purposes described in subsection (c);

26 (2) the extent to which the population described in

1 paragraph (1) of subsection (d) is likely to benefit from  
2 the proposed project;

3 (3) the cost of the proposed project;

4 (4) the extent to which any existing or planned  
5 contracts or partnerships between the applicant and other  
6 individuals or entities to develop and implement the  
7 project, or additional funding sources available to the  
8 applicant for the proposed project, are likely to benefit  
9 the proposed project; and

10 (5) the viability and innovation of the proposed  
11 project.

12 (g) Before June 30, 2022, the Department shall report to  
13 the Mental Health and Addiction Committee of the House and the  
14 Behavioral and Mental Health Committee of the Senate  
15 regarding:

16 (1) each county awarded a grant under this Section;

17 and

18 (2) the details of each project.

19 (h) Before June 30, 2024, the Department shall report to  
20 the Mental Health and Addiction Committee of the House and the  
21 Behavioral and Mental Health Committee of the Senate, or  
22 successor committees, regarding:

23 (1) data gathered in relation to each project;

24 (2) knowledge gained relating to the provision of  
25 mental health crisis services in a behavioral health  
26 receiving center;

1           (3) recommendations for the future use of mental  
2           health crisis services in behavioral health receiving  
3           centers; and

4           (4) obstacles encountered in the provision of mental  
5           health crisis services in a behavioral health receiving  
6           center.

7           Section 10. The Illinois Public Aid Code is amended by  
8           adding Section 5-41 as follows:

9           (305 ILCS 5/5-41 new)

10          Sec. 5-41. Reimbursement for crisis management services  
11          provided in a behavioral health receiving center; integration  
12          of payment for physical health services.

13          (a) As used in this Section:

14          "Behavioral health receiving center" has the meaning  
15          ascribed to that term in Section 5-28 of the Substance Use  
16          Disorder Act.

17          "Crisis management services" means behavioral health  
18          services provided to an individual who is experiencing a  
19          mental health crisis.

20          "Managed care organization" has the meaning ascribed to  
21          that term in Section 5-30.1.

22          (b) No later than July 1, 2021, the Department shall apply  
23          for a waiver or Title XIX State Plan amendment with the federal  
24          Centers for Medicare and Medicaid Services to offer a program

1 that provides reimbursement through a bundled daily rate for  
2 crisis management services that are delivered to an individual  
3 during the individual's stay at a behavioral health receiving  
4 center.

5 (c) If the waiver or Title XIX State Plan amendment  
6 described in subsection (b) is approved, the Department shall:

7 (1) implement the program described in subsection (b);

8 and

9 (2) require a managed care organization that contracts  
10 with the Department for behavioral health services or  
11 integrated health services to provide coverage for crisis  
12 management services that are delivered to an individual  
13 during the individual's stay at a behavioral health  
14 receiving center.

15 (d) The Department may elect to integrate payment for  
16 physical health services provided in a behavioral health  
17 receiving center. In determining whether to integrate payment  
18 under this subsection, the Department shall consult with  
19 managed care organizations and counties in the State.

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law.

1 INDEX

2 Statutes amended in order of appearance

3 20 ILCS 301/5-28 new

4 305 ILCS 5/5-41 new