An Act To Support Early Intervention and Treatment of Psychotic Disorders

(EMERGENCY)

Received by the Secretary of the Senate on March 2, 2021. Referred to the Committee on Health and Human Services pursuant to Joint Rule 308.2 and ordered printed.

Presented by Senator BREEN of Cumberland.
Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, coordinated specialty care programs exist in the State that could treat more individuals suffering from psychotic disorders but lack a funding mechanism; and

Whereas, early treatment of symptoms of psychotic disorders helps prevent the onset of advanced mental illness and should begin as soon as possible; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §3174-FFF is enacted to read:

§3174-FFF. Coordinated specialty care reimbursement

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Coordinated specialty care" means an evidence-based, recovery-oriented treatment model for individuals in the early years of a psychotic disorder that promotes shared decision making with a team of specialists to work with an individual to develop a personalized treatment plan.

B. "Psychotic disorder" means a diagnosis of schizophrenia spectrum disorder and other psychotic disorders or mood disorders with prominent psychotic features.

2. Coordinated specialty care. Beginning July 1, 2021, the department shall reimburse for coordinated specialty care for the treatment of MaineCare members within the first 3 years of onset of a psychotic disorder. A MaineCare member receiving coordinated specialty care under this section must have access to all of the following services:

A. Case management to manage services to help the MaineCare member develop problem-solving skills and manage medication;

B. Family support to give the family of the MaineCare member information and skills to support the member receiving treatment and recovery services;

C. Psychotherapy services that teach resiliency, managing the psychotic disorder, promoting wellness and developing coping skills;

D. Medication management to determine the most effective medication and the lowest dosage to be effective;

E. Support services to help the MaineCare member continue education or employment or return to education or employment; and

F. Peer support services to connect the MaineCare member with others who have similar experiences.

3. Bundled reimbursement rate. The department, in cooperation with the Department of Education and the Department of Labor, shall establish a bundled reimbursement rate for any services identified in subsection 2, paragraphs A to F that are not otherwise covered under the MaineCare program. In establishing the bundled
reimbursement rate, the department shall consider various structures of a bundled reimbursement rate model, including, but not limited to, a daily rate or a monthly rate.

4. Funds. The department may review, develop or apply for any source of funds that may be available to implement reimbursement for services under this section that are not otherwise covered under the MaineCare program.

5. Evaluation assessment. The department shall ensure that an organization providing coordinated specialty care provides program evaluation assessments to the department, including external ratings of fidelity to the coordinated specialty care model and reports of clinical and functional outcomes.

6. Rules. The department may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. State plan amendment or waiver. By June 30, 2021, the Department of Health and Human Services shall submit a state plan amendment or waiver under Section 1135 of the United States Social Security Act, Title XI to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services to implement the coordinated specialty care services under the Maine Revised Statutes, Title 22, section 3174-FFF.

Upon approval from the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services, and no later than January 1, 2022, the Department of Health and Human Services, in cooperation with the Department of Education and the Department of Labor, shall establish a bundled reimbursement rate for coordinated specialty care services that are not otherwise covered under the MaineCare program for the treatment of MaineCare members within the first 3 years of onset of a psychotic disorder. In establishing the bundled reimbursement rate, the department shall consider various structures of a bundled reimbursement rate model, including, but not limited to, a daily rate or a monthly rate.

Services provided as part of coordinated specialty care include, but are not limited to, the following:

1. Case management to manage services to help a MaineCare member develop problem-solving skills and manage medication;

2. Family support to give the family of the MaineCare member information and skills to support the member receiving treatment and recovery services;

3. Psychotherapy services that teach resiliency, managing the psychotic disorder, promoting wellness and developing coping skills;

4. Medication management to determine the most effective medication and the lowest dosage to be effective;

5. Support services to help the MaineCare member continue education or employment or return to education or employment; and

6. Peer support services to connect the MaineCare member with others who have similar experiences.

Sec. 3. Community mental health services block grant. The Department of Health and Human Services shall seek federal funding from the United States Department
Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

SUMMARY

This bill requires the Department of Health and Human Services to establish a reimbursement rate for a coordinated specialty care model to treat individuals showing early signs of psychotic disorder. Services must be evidence based and treat both the individual and the family. The department is directed, in cooperation with the Department of Education and the Department of Labor and no later than July 1, 2021, to establish a bundled rate to reimburse for services provided under the coordinated specialty care model that are not otherwise covered under the MaineCare program. The bill directs the department to apply to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services for a waiver or state plan amendment to cooperate with the Department of Education and the Department of Labor to establish a bundled reimbursement rate and to seek federal funding under the community mental health services block grant.