



General Assembly

February Session, 2002

Amendment

LCO No. 4231

SB0053104231SD0

Offered by:
SEN. HARP, 10th Dist.

To: Subst. Senate Bill No. 531

File No. 560

Cal. No. 175

"AN ACT CONCERNING PAYMENTS FOR MENTAL HEALTH SERVICES."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective July 1, 2002*) (a) The Commissioner of
4 Social Services may, with regard to the provision of behavioral health
5 services provided pursuant to a state plan under Title XIX or Title XXI
6 of the Social Security Act: (1) Contract with an administrative services
7 organization to provide clinical management and other administrative
8 services; (2) delegate responsibility to the Department of Children and
9 Families for the clinical management portion of an administrative
10 contract pertaining to children under eighteen years of age or
11 individuals who are otherwise receiving behavioral health services
12 from said department; and (3) delegate to the Department of Mental
13 Health and Addiction Services responsibility for the clinical
14 management portion of an administrative contract pertaining to
15 individuals over seventeen years of age.

16 (b) For purposes of this section, the term "clinical management"
17 describes the process of evaluating and determining the
18 appropriateness of the utilization of behavioral health services,
19 providing assistance to clinicians or beneficiaries to ensure appropriate
20 use of resources and may include, but is not limited to, authorization,
21 concurrent and retrospective review, discharge review, quality
22 management, provider certification and provider performance
23 enhancement. The Commissioners of Social Services, Children and
24 Families and Mental Health and Addiction Services shall jointly
25 develop clinical management policies and procedures. The
26 Department of Social Services may implement policies and procedures
27 necessary to carry out the purposes of this section, including any
28 necessary changes to existing behavioral health policies and
29 procedures concerning utilization management, while in the process of
30 adopting such policies and procedures in regulation form, provided
31 the commissioner publishes notice of intention to adopt the regulations
32 in the Connecticut Law Journal within twenty days of implementing
33 such policies and procedures. Policies and procedures implemented
34 pursuant to this subsection shall be valid until the earlier of (1) the
35 time such regulations are effective, or (2) December 1, 2003.

36 Sec. 2. Section 17a-451 of the general statutes is amended by adding
37 subsection (v) as follows (*Effective July 1, 2002*):

38 (NEW) (v) The commissioner may be authorized pursuant to section
39 1 of this act to manage behavioral health clinical management services
40 for adults who are eligible for benefits pursuant to a state plan under
41 Title XIX or Title XXI of the Social Security Act.

42 Sec. 3. (NEW) (*Effective July 1, 2002*) (a) The Judicial Branch and each
43 state agency, community-based program, organization or individual
44 that provides behavioral health or substance abuse prevention and
45 treatment programs that are operated, funded or licensed by the
46 Department of Children and Families pursuant to sections 17a-20, 17a-
47 114, as amended, 17a-145, 17a-147, 17a-149, 17a-151, as amended, 17a-
48 152 and 17a-154 of the general statutes shall provide case specific

49 information to the department for purposes directly connected with
 50 the administration of Connecticut Community KidCare in such form
 51 and manner as the department requests. The provisions of this section
 52 shall be subject to the confidentiality requirements as set forth in
 53 applicable federal law.

54 (b) No person shall solicit, disclose, receive or make use of, or
 55 authorize, knowingly permit, participate in or acquiesce in the use of,
 56 any list of the names of, or any information concerning, persons
 57 applying for or receiving assistance under the Connecticut Community
 58 KidCare program, directly or indirectly derived from the records,
 59 papers, files or communications of the state or its subdivisions or
 60 agencies, or acquired in the course of the performance of official
 61 duties. The Commissioner of Children and Families shall disclose case
 62 specific information to any authorized representative of the
 63 Commissioner of Mental Health and Addiction Services or the
 64 Commissioner of Social Services for purposes directly connected with
 65 the administration of Connecticut Community KidCare. No such
 66 representative shall disclose any information obtained pursuant to this
 67 section, except as specified in this section."

This act shall take effect as follows:	
Section 1	<i>July 1, 2002</i>
Sec. 2	<i>July 1, 2002</i>
Sec. 3	<i>July 1, 2002</i>