



General Assembly

Substitute Bill No. 917

January Session, 2015



AN ACT CONCERNING SCHOOL-BASED HEALTH CENTERS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2015*) (a) As used in sections
2 19a-6i of the general statutes, as amended by this act, 19a-7d of the
3 general statutes, as amended by this act, and 19a-638 of the general
4 statutes, as amended by this act:

5 (1) "School-based health center" means a health center that: (A) Is
6 located in, or on the grounds of, a school facility of a school district or
7 school board or of an Indian tribe or tribal organization; (B) is
8 organized through school, community and health provider
9 relationships; (C) is administered by a sponsoring facility; and (D)
10 provides comprehensive medical and behavioral health services to
11 children and adolescents in accordance with state and local law,
12 including laws relating to licensure and certification.

13 (2) "Sponsoring facility" means a: (A) Hospital; (B) public health
14 department; (C) community health center; (D) nonprofit health or
15 human services agency; (E) school or school system; or (F) program
16 administered by the Indian Health Service or the Bureau of Indian
17 Affairs or operated by an Indian tribe or a tribal organization.

18 (b) No person or entity shall use the term "school-based health

19 center" to describe a facility or make use of any words, letters or
20 abbreviations that may reasonably be confused with said term unless
21 the facility meets the definition of a school-based health center in
22 subsection (a) of this section.

23 (c) The Department of Public Health shall adopt regulations, in
24 accordance with the provisions of chapter 54 of the general statutes, to
25 establish minimum quality standards for school-based health centers,
26 as defined in subsection (a) of this section.

27 Sec. 2. Subsection (a) of section 19a-6i of the general statutes is
28 repealed and the following is substituted in lieu thereof (*Effective*
29 *October 1, 2015*):

30 (a) There is established a school-based health center advisory
31 committee for the purpose of advising the Commissioner of Public
32 Health on matters relating to (1) statutory and regulatory changes to
33 improve health care through access to school-based health centers, and
34 (2) minimum standards for the provision of services in school-based
35 health centers to ensure that high quality health care services are
36 provided in school-based health centers, as defined in section 1 of this
37 act.

38 Sec. 3. Subsection (a) of section 19a-7d of the general statutes is
39 repealed and the following is substituted in lieu thereof (*Effective*
40 *October 1, 2015*):

41 (a) The Commissioner of Public Health may establish, within
42 available appropriations, a program to provide three-year grants to
43 community-based providers of primary care services in order to
44 expand access to health care for the uninsured. The grants may be
45 awarded to community-based providers of primary care for (1)
46 funding for direct services, (2) recruitment and retention of primary
47 care clinicians and registered nurses through subsidizing of salaries or
48 through a loan repayment program, and (3) capital expenditures. The
49 community-based providers of primary care under the direct service

50 program shall provide, or arrange access to, primary and preventive
51 services, referrals to specialty services, including rehabilitative and
52 mental health services, inpatient care, prescription drugs, basic
53 diagnostic laboratory services, health education and outreach to alert
54 people to the availability of services. Primary care clinicians and
55 registered nurses participating in the state loan repayment program or
56 receiving subsidies shall provide services to the uninsured based on a
57 sliding fee schedule, provide free care if necessary, accept Medicare
58 assignment and participate as Medicaid providers, or provide nursing
59 services in school-based health centers, as defined in section 1 of this
60 act. The commissioner may adopt regulations, in accordance with the
61 provisions of chapter 54, to establish eligibility criteria, services to be
62 provided by participants, the sliding fee schedule, reporting
63 requirements and the loan repayment program. For the purposes of
64 this section, "primary care clinicians" includes family practice
65 physicians, general practice osteopaths, obstetricians and
66 gynecologists, internal medicine physicians, pediatricians, dentists,
67 certified nurse midwives, advanced practice registered nurses,
68 physician assistants and dental hygienists.

69 Sec. 4. Subsection (b) of section 19a-638 of the general statutes is
70 repealed and the following is substituted in lieu thereof (*Effective*
71 *October 1, 2015*):

72 (b) A certificate of need shall not be required for:

73 (1) Health care facilities owned and operated by the federal
74 government;

75 (2) The establishment of offices by a licensed private practitioner,
76 whether for individual or group practice, except when a certificate of
77 need is required in accordance with the requirements of section 19a-
78 493b or subdivision (3), (10) or (11) of subsection (a) of this section;

79 (3) A health care facility operated by a religious group that
80 exclusively relies upon spiritual means through prayer for healing;

81 (4) Residential care homes, nursing homes and rest homes, as
82 defined in subsection (c) of section 19a-490;

83 (5) An assisted living services agency, as defined in section 19a-490;

84 (6) Home health agencies, as defined in section 19a-490;

85 (7) Hospice services, as described in section 19a-122b;

86 (8) Outpatient rehabilitation facilities;

87 (9) Outpatient chronic dialysis services;

88 (10) Transplant services;

89 (11) Free clinics, as defined in section 19a-630;

90 (12) School-based health centers, as defined in section 1 of this act,
91 community health centers, as defined in section 19a-490a, not-for-profit
92 outpatient clinics licensed in accordance with the provisions of chapter
93 368v and federally qualified health centers;

94 (13) A program licensed or funded by the Department of Children
95 and Families, provided such program is not a psychiatric residential
96 treatment facility;

97 (14) Any nonprofit facility, institution or provider that has a contract
98 with, or is certified or licensed to provide a service for, a state agency
99 or department for a service that would otherwise require a certificate
100 of need. The provisions of this subdivision shall not apply to a short-
101 term acute care general hospital or children's hospital, or a hospital or
102 other facility or institution operated by the state that provides services
103 that are eligible for reimbursement under Title XVIII or XIX of the
104 federal Social Security Act, 42 USC 301, as amended;

105 (15) A health care facility operated by a nonprofit educational
106 institution exclusively for students, faculty and staff of such institution
107 and their dependents;

108 (16) An outpatient clinic or program operated exclusively by or
109 contracted to be operated exclusively by a municipality, municipal
110 agency, municipal board of education or a health district, as described
111 in section 19a-241;

112 (17) A residential facility for persons with intellectual disability
113 licensed pursuant to section 17a-227 and certified to participate in the
114 Title XIX Medicaid program as an intermediate care facility for
115 individuals with intellectual disabilities;

116 (18) Replacement of existing imaging equipment if such equipment
117 was acquired through certificate of need approval or a certificate of
118 need determination, provided a health care facility, provider,
119 physician or person notifies the office of the date on which the
120 equipment is replaced and the disposition of the replaced equipment;

121 (19) Acquisition of cone-beam dental imaging equipment that is to
122 be used exclusively by a dentist licensed pursuant to chapter 379;

123 (20) The partial or total elimination of services provided by an
124 outpatient surgical facility, as defined in section 19a-493b, except as
125 provided in subdivision (6) of subsection (a) of this section and section
126 19a-639e;

127 (21) The termination of services for which the Department of Public
128 Health has requested the facility to relinquish its license; or

129 (22) Acquisition of any equipment by any person that is to be used
130 exclusively for scientific research that is not conducted on humans.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2015</i>	New section
Sec. 2	<i>October 1, 2015</i>	19a-6i(a)
Sec. 3	<i>October 1, 2015</i>	19a-7d(a)
Sec. 4	<i>October 1, 2015</i>	19a-638(b)

PH *Joint Favorable Subst.*