

S.F. No. 3062 – Substance use disorder workforce provisions modification (as amended by the A-1 amendment)

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ARTICLE 1

CLIENT SERVICES AND SUPPORTS

Section 1 [116J.418] creates a new section of law implementing a five-year pilot program that would provide housing fidelity bonds to individuals on medical assistance and who received substance use disorder treatment within the past 12 months or individuals involved in the criminal justice system that is modeled after the existing employment fidelity bond program.

Section 2 [144.2256] creates a new section of law allowing an individual who is eligible for medical assistance and was treated for substance use disorder within past 12 months to request a certified copy of a birth record.

Subdivision 1 requires the individual to submit a completed application, a statement of eligibility for medical assistance, and identification.

Subdivision 2 requires that a statement of eligibility be from an employee of a licensed chemical dependency treatment provider and that such statement must include identifying information on the employee and the individual requesting the record.

Subdivision 3 states that data listed under subdivision 1 is private data.

Section 3 (144.226) waives fees for a requested certified birth record if the individual is eligible for medical assistance and received substance use disorder treatment within the past 12 months.

Section 4 (171.06) allows an individual who is eligible for medical assistance and was treated for a substance use disorder in the past 12 months to apply and obtain an identification card or driver's license.

Paragraph (a) requires the individual to submit a completed application, a statement of eligibility and that the individual was treated for substance use disorder, and a verification statement from an employee of a licensed treatment provider.

Paragraph (b) requires that the verification statement include identifying information on the employee and the individual, and the nature of the relationship between the employee and the individual.

Paragraph (c) waives fees for individuals who qualify under this section.

Section 5 (245G.01) adds the definition of guest speaker.

Section 6 (245G.07) creates the ability for a provider to offer transition follow-up counseling to discharged clients.

Paragraph (a) allows a client that was discharged from a treatment program to receive transition follow-up counseling services for up to one year.

Paragraph (b) allows a provider to bill transition sessions at the same rate as individual counseling sessions.

Paragraph (c) sets a maximum of four sessions per month.

Paragraph (d) requires the provider to document the services provided under this section.

Paragraph (e) requires prepaid medical assistance plans to allow members to access the transition services benefit.

Section 7 (245G.07) requires the commissioner to offer transition support services.

Paragraph (a) requires the commissioner to offer the services for six months to a person who completed a treatment program and receives medical assistance.

Paragraph (b) requires the commissioner must offer a monthly voucher for recovery safe housing, monthly food support, child care up to 20 hours per week, and transportation services in the form of a monthly transit pass or gas card.

Section 8 (245G.12) modifies the description of treatment services in a provider's written policy and procedure manual to include the ability of a guest speaker to provide services.

Section 9 (254B.051) changes how the commissioner provides data obtained from substance use disorder providers.

Subdivision 1 requires the commissioner to post data collected from programs that receive appropriations from the behavioral health fund on the department website.

Subdivision 2 requires the commissioner to make data collected from substance use disorder providers available to those providers and provide a feature that allows providers to compare their performance against others.

ARTICLE 2

WORKFORCE

Section 1 (148F.11) allows students to practice alcohol and drug counseling while supervised for 90 days from the date they received their degree.

Section 2 (254B.05, subd. 5) adjusts how eligible substance use disorder treatment services are billed and the staffing requirements.

Paragraph (b) allows a residential treatment service to bill for a client's intensity level of services when a client misses services as long as the reason for the missed service and interventions done to address the absence is documented. Also allows hours in a treatment week to be reduced for federally recognized holidays.

Paragraph (c) removes the requirement that 25 percent of employees need to be licensed mental health professionals and removes the limitation that no more than 50 percent of mental health staff can be students for programs that offer co-occurring mental health and chemical dependency services.

Paragraph (i) adds requirement that programs using a guest speaker must maintain documentation.

Section 3 (254B.05) adds a temporary base rate increase of 14 percent for substance use disorder services that remains in effect until the comprehensive rate framework is implemented.

Section 4 (254B.05) increases compensation-related costs for substance use disorder treatment staff.

Paragraph (a) adds a requirement that at least 80 percent of the rate increase for substance use disorder services provided between January 1, 2023 and March 31, 2025 must be used to increase compensation-related costs for employees.

Paragraph (b) excludes those employed in a central office of a corporation.

Paragraph (c) requires the provider to prepare and post a distribution plan specifying amount of money received and how it will be distributed.

Section 5 (254B.12) adds a ten percent payment rate increase for substance use disorder services provided on or after January 1, 2023.

ARTICLE 3

SERVICE PRESERVATION AND ACCESS

Section 1 (245A.19) requires the commissioner to outline the content in HIV training materials in chemical dependency treatment programs rather than providing training on HIV minimum standards.

Section 2 (245F.04, subd. 1) allows a supervised living facility with a class A license to be a licensed as a withdrawal management program.

Section 3 (245G.06) moves client record documentation requirements into a separate subdivision.

Paragraph (a) modifies how soon a license holder is required to record a significant event in a client's record from immediately to within 24 business hours

Paragraph (b) adds a timeline for when a residential treatment program must document certain situations in the client record.

Section 4 (245G.06, subd. 3) removes references to client record documentation, that a treatment plan review must indicate type of treatment and a client's response, and the requirement that an entry must be signed, dated, and labeled if a late entry. Also changes the frequency of when a treatment plan review must be entered in a client's file.

Section 5 (256B.69, subd. 9f) adds substance use disorder services to the commissioner's report on provider reimbursement rates.

Section 6 (Laws 2021, First Special Session chapter 7, article 11, section 38) removes the date for paperwork reduction by the commissioner and modifies it to be within two years of the commissioner contracting with a qualified vendor.