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MEMORANDUM

To: Chairman Waymaster and members of the House Appropriations Committee

From: Jill A. Wolters, First Assistant Revisor

Date: March 12, 2018

Subject: HB2688, Establishing the behavioral health task force to study the behavioral health system in the state of Kansas.

House Bill No. 2688 establishes the behavioral health task force to study the behavioral health system in the state of Kansas. The Kansas department for aging and disability services (KDADS) shall provide administrative assistance to facilitate the organization and meetings of any working group convened by the task force.

The behavioral health task force shall consist of the following 13 voting members, to be appointed on or before July 15, 2018:

- (1) Three Representatives, one appointed by the: Speaker; the majority leader; and minority leader;
- (2) Three Senators, one appointed by the: President; majority leader; and minority leader;
- (3) one member appointed by the association of community mental health centers of Kansas;
- (4) one member appointed by the Kansas association of addiction professionals;
- (5) one member appointed by the Kansas sheriffs' association;
- (6) one member appointed by the Kansas hospital association;
- (7) one member appointed by the Kansas association of school boards;
- (8) one member appointed by the Kansas mental health coalition; and
- (9) one member appointed by the Kansas psychiatric society.

The secretary for aging and disability services or the secretary's designee and the secretary of health and environment or the secretary's designee, shall be non-voting members.

The senator appointed by the shall serve as the first chairperson of task force and the representative appointed by the speaker shall serve as the first vice-chairperson of the task force. The positions of chairperson and vice-chairperson shall alternate annually upon the first meeting of the task force in each calendar year. The task force may meet in an open meeting at any time and at any place within the state of Kansas upon the call of the chairperson. The task force shall meet at least six times per calendar year. A majority of the voting members of the task force constitute a quorum. Any action by the task force shall be by motion adopted by a majority of voting members present when there is a quorum. Any vacancy on the task force shall be filled by appointment in the manner prescribed in this section for the original appointment.

The behavioral health task force shall convene working groups on or before August 15, 2018, to study the following topics: The general administration and oversight of the behavioral health system by the KDADS; state mental health hospitals; the continuum of care for behavioral health services; and payment for behavioral health services. The chairperson and vice-chairperson of the task force and the minority members shall jointly appoint the chairperson and vice-chairperson of each working group from the

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members of the task force. The chairperson and vice-chairperson of each working group shall jointly appoint members to the working group, each working group consisting of not more than seven non-task force members and not fewer than two task force members. Any non-task force member appointed to a working group shall possess specific expertise related to the working group's assigned topic of study.

The task force and each working group convened by the task force shall study the following topics:

- (1) The level of oversight by the KDADS over each entity that provides services to individuals receiving public funds for behavioral health services;
- (2) the duties, responsibilities and contributions of state agencies, nongovernmental entities and service providers that provide behavioral health services in the state of Kansas;
- (3) the level of access to behavioral health services in the state of Kansas;
- (4) the increasing number of suicides in Kansas; and
- (5) any other topic the behavioral health system task force or working group deems necessary or appropriate.

The behavioral health task force and each working group convened by the task force shall consider, at a minimum, the 2014 governor's mental health task force report, any reports commissioned by the governor's behavioral health services planning council, the 2016 adult continuum of care committee report and the 2017 children's continuum of care committee report.

KDADS shall, upon request by the task force, provide data and information relating to the behavioral health system in the state of Kansas that is not otherwise prohibited or restricted from disclosure by state or federal law, including conditions imposed by federal law or rules and regulations for participation in federal programs administered by the secretary for aging and disability services.

The task force shall submit a preliminary progress report to the legislature on or before January 10, 2019, and a final report to the legislature on or before January 17, 2020.

The behavioral health task force's report shall include recommended improvements to the behavioral health system in the state of Kansas, including recommended changes to current law and rules and regulations, whether an ongoing task force or similar advisory or oversight entity would aid in addressing behavioral health system concerns and any other topics the behavioral health task force deems appropriate.

Staff of the office of revisor of statutes, the legislative research department and the division of legislative administrative services shall provide assistance as may be requested by the task force, including assistance to a legislative task force member serving on a working group, subject to approval by the legislative coordinating council (LCC).

Subject to approval by the LCC, members of the task force attending meetings authorized by the task force shall be paid amounts provided in K.S.A. 75-3223(e), and amendments thereto, except that task force members who are employed by a state agency shall be reimbursed by such state agency. Non-task force members of working groups convened by the task force attending meetings of such working groups shall be paid by the KDADS amounts provided in K.S.A. 75-3223(e), and amendments thereto, except that non-task force members who are employed by a state agency shall be reimbursed by such state agency.

The provisions of this section shall expire on June 30, 2020.

The bill becomes effective upon the publication Kansas register.