

As Amended by House Committee

Session of 2021

HOUSE BILL No. 2373

By Committee on Health and Human Services

2-12

1 AN ACT concerning health and healthcare; relating to individuals with
2 intellectual or developmental disability; requiring the Kansas
3 department for aging and disability services to establish and implement
4 a mobile crisis services program for such individuals.
5

6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. (a) As used in sections 1 through 3, and amendments
8 thereto, "developmental disability" and "intellectual disability" mean the
9 same as defined in K.S.A. 39-1803, and amendments thereto.

10 (b) The Kansas department for aging and disability services shall
11 establish and implement a mobile crisis services program for individuals
12 with intellectual or developmental disability with the following objectives:

- 13 (1) Mobilizing such individuals' own strengths;
- 14 (2) using community resources;
- 15 (3) improving such individuals' ability to function and live life in
16 safety, with dignity and with as much satisfaction, enjoyment and comfort
17 as possible;
- 18 (4) preventing the unnecessary or inappropriate placement of such
19 individuals into institutions;
- 20 (5) safeguarding the rights and resources and maintaining the
21 physical and mental health of such individuals;
- 22 (6) preventing injury to such individuals or others;
- 23 (7) recognizing and preserving the rights of self-determination,
24 autonomy and self-care of such individuals; and
- 25 (8) providing services and interventions for such individuals in the
26 least restrictive environment feasible.

27 Sec. 2. The mobile crisis services program for individuals with
28 intellectual or developmental disability established in section 1, and
29 amendments thereto, shall have adequate resources for direct services,
30 training, data management, coordination, telehealth and consultation
31 necessary to intervene in each crisis. The program may respond in ways
32 including, but not limited to:

- 33 (a) Providing assessment, consultation, planning, training and
34 support for individuals with intellectual or developmental disability and
35 such individuals' family and friends, both before and after a crisis occurs;
- 36 (b) providing staff support to prevent or respond to a crisis at the site

1 of the crisis when appropriate;

2 (c) ensuring necessary access to mental health support systems,
3 including, but not limited to, licensed mental health providers, psychiatric
4 services and mental health after-care services; and

5 (d) identifying appropriate professional services for individuals in
6 crisis.

7 Sec. 3. (a) Statewide coordination efforts of the mobile crisis services
8 program for individuals with intellectual or developmental disability
9 established in section 1, and amendments thereto, shall include regular and
10 ongoing information, consultation and training on crisis prevention and
11 intervention and respite services. Such information, consultation and
12 training shall be provided by community developmental disability
13 organizations, community service providers, case managers, the Kansas
14 department for aging and disability services staff, individuals with
15 intellectual or developmental disability, such individuals' families and
16 friends and service providers.

17 (b) Information collected and reported under this subsection shall
18 include:

19 (1) Aggregate data from each managed care organization
20 participating in the KanCare program; and

21 (2) demographics of individuals with intellectual or developmental
22 disability accessing or seeking to access crisis services including, but not
23 limited to, such individual's age and location.

24 (c) **The Kansas department for aging and disability services shall**
25 **employ one full-time equivalent position in the unclassified service to**
26 **monitor the implementation of the mobile crisis services program.**

27 (d) **The provision of mobile crisis services shall be funded by**
28 **expenditures from the 988 suicide prevention and mental health crisis**
29 **hotline fund established by 2021 House Bill No. 2281 or any other**
30 **special revenue fund established by similar legislation passed by the**
31 **legislature and enacted into law during the 2021 regular session of the**
32 **legislature for the remittance of fees charged for the establishment of a**
33 **988 suicide prevention and mental health crisis hotline. Any costs**
34 **related to administration of the program, including the full-time**
35 **equivalent position described in subsection (c), shall not be funded by**
36 **expenditures from such fund. If no such legislation is passed, then the**
37 **provision of mobile crisis services shall be funded by expenditures**
38 **from an appropriate state general fund account or special revenue**
39 **fund of the Kansas department for aging and disability services**
40 **designated by the secretary for aging and disability services.**

41 (e) The Kansas department for aging and disability services shall
42 adopt rules and regulations as necessary to implement and administer the
43 mobile crisis services program not later than July 1, 2022.

1 ~~(d)~~**(f)** To the extent possible, the Kansas department for aging and
2 disability services shall prioritize contracts with service providers
3 described in and procured to administer services under the developmental
4 disabilities reform act, K.S.A. 39-1801 et seq., and amendments thereto, to
5 provide the services required under this act.

6 Sec. 4. This act shall take effect and be in force from and after its
7 publication in the statute book.