



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5304

Introduced 2/3/2010, by Rep. David R. Leitch

SYNOPSIS AS INTRODUCED:

20 ILCS 1305/1-40 new

Amends the Department of Human Services Act. Provides that the Department of Human Services shall develop a plan for implementing 14 specified actions (relating primarily to activities of the Division of Alcoholism and Substance Abuse and the Division of Mental Health), including necessary legislative action and rule changes, so that all 14 actions can be implemented by January 1, 2013. Requires that the implementation plan include discussion of (i) the cost of implementation and any resulting cost savings and (ii) whether implementation can be expected to result in improvements in services provided by the Department or improvements in service delivery. Requires the Department to file the plan with the Governor and the General Assembly by January 1, 2012. Effective immediately.

LRB096 19103 DRJ 34494 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Department of Human Services Act is amended
5 by adding Section 1-40 as follows:

6 (20 ILCS 1305/1-40 new)

7 Sec. 1-40. Alcoholism and Substance Abuse; Mental Health;
8 implementation plan.

9 (a) In this Section:

10 "DASA" means the Division of Alcoholism and Substance Abuse
11 within the Department.

12 "DMH" means the Division of Mental Health within the
13 Department.

14 (b) The Department shall develop a plan for implementing
15 the following actions so that all of the actions can be
16 implemented by January 1, 2013:

17 (1) Adoption by DASA of DMH's practice of licensing an
18 agency rather than licensing each service location.

19 (2) Allowance and promotion by DASA of the ability to
20 provide all clinical services in the community rather than
21 at individually licensed facilities.

22 (3) Consolidation of the following rules in the
23 Illinois Administrative Code: (i) Title 77, Chapter X,

1 Subchapter d, Part 2060 ("Alcoholism and Substance Abuse
2 Treatment and Intervention Licenses") and (ii) Title 59,
3 Chapter IV, Part 132 ("Medicaid Community Mental Health
4 Services Program").

5 (4) Use of a single level-of-care placement tool for
6 both mental health and substance abuse services, such as
7 the Level of Care Utilization System (LOCUS), which was
8 designed for both substance abuse and mental health
9 services.

10 (5) Except in the case of Assertive Community Treatment
11 (ACT), elimination of the requirement that all mental
12 health clients be re-registered and that the services they
13 receive be re-authorized every 6 months if they have a
14 diagnosis of serious mental illness.

15 (6) Posting on a website of a summary of the weekly DMH
16 Collaborative phone calls.

17 (7) Development by DASA and DMH of uniform staff
18 definitions and credential requirements for the delivery
19 and billing of services.

20 (8) Elimination of the requirement for client
21 signatures on treatment plans, and documentation in the
22 assessments and treatment plans that reflects the client's
23 participation in setting his or her goals.

24 (9) Implementation of a single billing system for both
25 DMH and DASA services.

26 (10) Elimination of capping in either DASA or DMH

1 contracts with providers, in recognition that Medicaid
2 under federal laws and rules is an entitlement and cannot
3 be limited.

4 (11) Use of post-payment audits only to review whether
5 the services billed were properly documented in the client
6 record, with elimination of the practice of using such
7 audits to review individual records to determine whether
8 all licensing requirements were met for individual
9 clients, in recognition that organizations are already
10 licensed and this process is redundant and extremely time
11 consuming.

12 (12) Maximization by the Department of "deemed" status
13 for organizations that are accredited by the Joint
14 Commission on Accreditation of Healthcare Organizations or
15 the Commission on Accreditation of Rehabilitation
16 Facilities and elimination of redundant reviews of the
17 standards.

18 (13) Combination or consolidation of separate
19 administrative licensing functions.

20 (14) Elimination of the Department's regional offices
21 to save significant State administrative costs that could
22 be used for needed community mental health services.

23 The plan shall include recommendations for necessary
24 legislative action and changes in rules.

25 (c) The Department shall file the plan with the Governor
26 and the General Assembly by January 1, 2012.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.