

# SENATE BILL NO. 1168

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR GANNON.

5625S.01I

ADRIANE D. CROUSE, Secretary

## AN ACT

To repeal sections 630.015 and 630.055, RSMo, and to enact in lieu thereof three new sections relating to the state mental health commission.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Sections 630.015 and 630.055, RSMo, are  
2 repealed and three new sections enacted in lieu thereof, to be  
3 known as sections 630.015, 630.055, and 630.1150, to read as  
4 follows:

630.015. 1. The state mental health commission shall  
2 appoint the director of the department by and with the  
3 advice and consent of the senate, and the director shall  
4 serve at the pleasure of the commission.

5 2. The commission shall advise the director of the  
6 department as to all phases of department practices in order  
7 to make them compatible with professional standards,  
8 including the following subjects:

- 9 (1) Care, treatment, habilitation and rehabilitation  
10 facilities and programs;
- 11 (2) Manpower recruitment, development and training;
- 12 (3) Medical and statistical records;
- 13 (4) Operational policies;
- 14 (5) Accessibility of services **to promote timely**  
15 **treatment in the most efficient and efficacious setting of**  
16 **patients with mental illness, mental disorders, intellectual**  
17 **disabilities, or developmental disabilities.**

18           3. The commission shall advise the director in the  
19 initiation, approval and guidance of research projects and  
20 distribution of research funds.

21           4. The commission shall assist the director in  
22 establishing, maintaining and reviewing the best possible  
23 plans, practices, rules and regulations, facilities,  
24 programs and services which are operated, funded or licensed  
25 by the department.

          630.055. From funds appropriated by the general  
2 assembly for this purpose, the department may conduct  
3 research into the causes of mental disorders, developmental  
4 disabilities and alcohol or drug abuse, into improving  
5 methods of care, treatment, habilitation and rehabilitation  
6 for persons affected by such conditions, and the  
7 stigmatizing effects on persons presently or formerly served  
8 in the department service delivery system. Insofar as  
9 practicable, the department shall make use of and cooperate  
10 with the services and facilities of the various state  
11 universities and state agencies to conduct its research,  
12 **including, but not limited to, the implementation of section**  
13 **630.1150.**

**630.1150. 1. In furtherance of its duties described**  
2 **in section 630.015, the state mental health commission shall**  
3 **oversee and implement a collaborative project to:**

4           **(1) Assess the incidence and implications of foster**  
5 **children and clients of the division of developmental**  
6 **disabilities with mental illness, mental disorders,**  
7 **intellectual disabilities, or developmental disabilities who**  
8 **remain hospitalized without medical justification because**  
9 **appropriate postdischarge placement options are unavailable;**

10           **(2) Assess the incidence and implications of foster**  
11 **children with mental illness, mental disorders, intellectual**

12 disabilities, or developmental disabilities who remain  
13 hospitalized without medical justification awaiting  
14 screening for appropriateness of residential services; and

15 (3) Develop recommendations to the director of the  
16 department of mental health for ensuring that such patients  
17 receive treatment in the most cost effective and efficacious  
18 settings consistent with their behavioral health conditions  
19 and federal and state standards for treatment in the least  
20 restrictive environment.

21 2. Pursuant to section 630.055, the commission and the  
22 department of mental health shall:

23 (1) Engage with the University of Missouri's Missouri  
24 institute of mental health described in subsection 4 of  
25 section 630.003 to compile and analyze data and evaluate  
26 programs and policies as necessary to develop  
27 recommendations to the commission regarding policy or  
28 operational changes; and

29 (2) Collaborate with other state agencies, including,  
30 but not limited to, the MO HealthNet division and the  
31 children's division of the department of social services.

32 3. The commission shall also solicit and consider data  
33 and recommendations from stakeholders who provide or  
34 coordinate treatment to, or have responsibility for, such  
35 foster children and developmentally disabled patients,  
36 including, but not limited to:

37 (1) Hospital social workers and discharge planners;

38 (2) Health insurers;

39 (3) Psychiatrists and psychologists;

40 (4) Hospitals, as defined in section 197.020;

41 (5) Skilled nursing facilities and intermediate care  
42 facilities licensed pursuant to chapter 198;

43 (6) Vendors, as defined in section 630.005;

44           (7) Vulnerable persons or persons under the care and  
45 custody of the children's division;

46           (8) Consumers; and

47           (9) Public elementary and secondary schools.

48           4. The commission shall issue interim reports to the  
49 director by December 31, 2022, and July 1, 2023, and a final  
50 report by December 1, 2023. Copies of each report shall be  
51 concurrently submitted to the director of the MO HealthNet  
52 division and the director of the children's division, the  
53 director of the department of social services, and the  
54 members of the general assembly.

55           5. The provisions of this section shall expire on  
56 September 1, 2024.

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