

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 40 Session of 2021

INTRODUCED BY PHILLIPS-HILL, JANUARY 20, 2021

REFERRED TO HEALTH AND HUMAN SERVICES, JANUARY 20, 2021

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An  
 2 act to consolidate, editorially revise, and codify the public  
 3 welfare laws of the Commonwealth," in public assistance,  
 4 providing for behavioral health and physical health services  
 5 integration.

6 The General Assembly of the Commonwealth of Pennsylvania  
 7 hereby enacts as follows:

8 Section 1. The act of June 13, 1967 (P.L.31, No.21), known  
 9 as the Human Services Code, is amended by adding a section to  
 10 read:

11 Section 443.13. Behavioral Health and Physical Health  
 12 Services Integration.--(a) The department shall integrate into  
 13 the HealthChoices medical assistance managed care program the  
 14 following services for medical assistance-eligible persons:

15 (1) Behavioral health services, including all mental health  
 16 and addiction services covered by medical assistance.

17 (2) Physical health services covered by medical assistance.

18 (3) All medication and specialty pharmacy drug benefits  
 19 covered by medical assistance.

20 (b) The department shall implement the integrated medical

1 assistance managed care program by contracting with managed care  
2 organizations in a manner that:

3 (1) Ensures that each recipient receives high quality,  
4 comprehensive health care services in the recipient's local  
5 community within the least restrictive setting able to support  
6 the recipient's needs.

7 (2) Develops strategies to address social determinants of  
8 health.

9 (3) Provides optimal information exchange to support whole-  
10 person care delivery.

11 (4) Provides for budget stability and predictability through  
12 defined outcomes, performance and accountability.

13 (5) Balances the need for quality health care services,  
14 patient satisfaction, prudent financial measures and self-  
15 sufficiency.

16 (6) Ensures the most efficient and cost-effective health  
17 care services, administrative systems and structures.

18 (7) Provides for a sustainable and uniform delivery system  
19 across the Commonwealth's departments and agencies.

20 (8) Offers health care services to assist recipients in  
21 attaining independence or self-care.

22 (c) The department shall submit the appropriate waiver  
23 proposal to the Centers for Medicare and Medicaid Services for  
24 approval of an amendment to the existing PA-67 waiver under  
25 section 1915(b) of the Social Security Act (49 Stat. 620, 42  
26 U.S.C. § 1396n(b)). The department shall submit for approval by  
27 the Centers for Medicare and Medicaid Services the appropriate  
28 waiver to integrate physical and behavioral health services by  
29 October 1, 2021. The department shall:

30 (1) Provide medical assistance integrated benefits through

1 the most effective model of medical assistance capitated managed  
2 care as determined by the department.

3 (2) Require mandatory participation in a medical assistance  
4 capitated managed care program for all persons eligible for  
5 medical assistance.

6 (3) Utilize the procurement process under 62 Pa.C.S. Pt. I  
7 (relating to Commonwealth Procurement Code) for the integrated  
8 program.

9 (d) As used in this section, the term "behavioral health  
10 services" means mental disorders and substance-related and  
11 addictive disorders. The term does not include intellectual  
12 developmental disorders.

13 Section 2. This act shall take effect immediately.