

# Behavioral Health Advisory Council

Virtual Meeting held through Zoom

August 9, 2023

9:30-11:00 AM

**OPEN MEETING**

ODMHSAS

## Legislative Updates

- SB 552
  - Determination of competence; modifying procedures for treatment for restoration of competency; requiring criminal proceedings to be resumed within certain time period upon determination of competency.  
Emergency
  - **Vetoed 06/09/2023**
  - What is being done and attempts for change in 2024.
    - Bill will be brought back next session under a new number with the language staying relatively the same. However, there is a possibility the language may evolve over time.
    - Bill did receive nearly unanimous support prior to Governor veto.
    - Strong focus on nationally recognized competency training being utilized.
    - A pilot program for this was implemented last December with just over 50 participants going through the process.
    - Taskforce currently in the works of being implemented that will include the commissioner of ODMHSAS.
    - Not Medicaid compensable.
- SQ 780 & 781
  - Status
    - Releasing RFP in near future with more details to come.

- The engrossed version of SB 844 provides that the Department of Mental Health and Substance Abuse Services shall manage and oversee the County Community Safety Investment Fund. The Legislative Office of Fiscal Transparency shall calculate the annual dollar amount of savings accrued due to the reduction of the number and length of incarcerations attributed to the enactment of State Question 780. The Department is directed to issue a request for proposals by which county governments or multi-county partnerships may apply for funds to develop substance abuse rehabilitation, diversion from the criminal justice system, treatment, employment, or housing programs. The measure requires the Department to provide the Legislature with an annual report showing the amount awarded to each county. **County governments shall submit all necessary documents to meet the requirements outlined in the request for the proposal to be considered.**

[FISCAL IMPACT REPORT \(state.ok.us\)](https://state.ok.us)

- *The request for proposals shall include, but not be limited to, the proposed services, number of individuals to be served by the proposed services or programs, and the manner in which the services or programs will partner with or be supported by local Department contracted or -certified entities. [SB844 ENR.PDF \(state.ok.us\)](https://state.ok.us)*
- *For a proposal to be considered, the applying county government or multi-county partnership must submit all necessary documents to meet the requirements outlined in the request for proposals. [SB844 ENR.PDF \(state.ok.us\)](https://state.ok.us)*
- *The number of awards and funding amounts of each award shall be at the discretion of the Department and shall be based on total available funds, total county population, and the criteria in subsection B of this section. [SB844 ENR.PDF \(state.ok.us\)](https://state.ok.us)*

## OHCA

### MCO update

- Enrollment update
  - Townhalls currently being scheduled and will be held in-person with a virtual option to follow in the future sometime in approximately September. Townhalls will be held across the state with notices sent via the alert system.

- Letters for Dental will be sent in November with enrollment to follow in December.
  - Letters for Medical will be sent in January with enrollment to follow in February.
- Is it a requirement to sign up with Humana to bill Medicare as part of the Managed Care program?
  - No, It is not a requirement.
- Is it a requirement to use CAQH for credentialing for each of the entities?
  - A single solution for provider credentialing is still in the works.
  - However, all plans will use the same credentialing solution.
  - Credentialing is for individual providers.
  - Agency enrollment isn't likely to change as much.

## HIE

- Emergency and permanent rules
  - Passed by the Board and Governor.
  - The new rules include:
    - Broad exemptions that allow any provider seeking an exemption to be granted one;
    - Refined and added definitions;
    - Clarification on required participation;
    - Continued adherence to state and federal law regarding patient disclosure and consent;
    - Defined fees, including participation fee, connection fee and grant funds to cover connection fees.
- There is a one-time exemption, however, it must be applied for.
  - If you already applied for an exemption, you do not have to reapply.
  - When applying for an exemption it is considered continuous until you choose to participate &/or revoke it.
- If you'd like to participate in the HIE you can apply for additional funding.
- To view emergency rules [APA WF 23-17 Circulation Document.pdf \(oklahoma.gov\)](#)