

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005

# A Bill

HOUSE BILL 2535

4  
5 By: Representative Roebuck  
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7

## For An Act To Be Entitled

8  
9 AN ACT TO CREATE THE CHILD AND ADOLESCENT SERVICE  
10 SYSTEM COMPREHENSIVE SYSTEM OF CARE PLAN; AND FOR  
11 OTHER PURPOSES.  
12

## Subtitle

13  
14 AN ACT TO CREATE THE CHILD AND  
15 ADOLESCENT SERVICE SYSTEM COMPREHENSIVE  
16 SYSTEM OF CARE PLAN.  
17  
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
20

21 SECTION 1. Arkansas Code § 20-47-502 is amended to read as follows:  
22 20-47-502. Definitions.

23 As used in this subchapter, unless the context otherwise requires:

24 (1)(A) "Case management" means those efforts that ~~assure~~ ensure  
25 that necessary services for the child and family are obtained and monitored.

26 (B) Such efforts shall include coordination across  
27 agencies for evaluations, the provision of services based on assessments and  
28 evaluations that result in the development of an interagency service plan,  
29 the review for adequacy of services through client progress, and maintaining  
30 cooperation among agencies;

31 (2)(A) "Case review" means a multiagency effort to design and  
32 provide a service delivery plan for difficult-to-serve children who may  
33 require unusual services or service configurations.

34 (B) When utilizing a group process for reaching service  
35 delivery decisions, the group shall be composed of those who carry sufficient  
36 authority to ~~assure~~ ensure timely provision of services;



1 (3) "CASSP" means the Child and Adolescent Service System  
2 Program;

3 (4) "Child with emotional disturbance" means an individual under  
4 the age of eighteen (18), or under the age of twenty-one (21) if program  
5 services began ~~prior to~~ before the age of eighteen (18);

6 (A) ~~who~~ Who is exhibiting inappropriate emotional,  
7 interpersonal, or behavioral problems within the home, preschool program,  
8 school, or community given his or her age, intellectual level, and cultural  
9 background;

10 (B) ~~whose~~ Whose degree of dysfunction is at least  
11 disruptive and often disabling;

12 (C) ~~whose~~ Whose problems persist after efforts to deal  
13 with the problems have been made by significant others in the child's social  
14 environment; and

15 (D) ~~who~~ Who meets specific criteria established by the  
16 Child and Adolescent Service System Program Coordinating Council;

17 ~~(5) "Collaborative evaluation" means an intensive appraisal of a~~  
18 ~~child that provides more of an in-depth analysis than a screening and~~  
19 ~~assessment. The evaluation shall be designed, obtained, and utilized~~  
20 ~~collaboratively by those agencies identifying a need for the information;~~

21 ~~(6)~~(5)(A) "Flexible funds" means a specific fiscal allocation  
22 designated for atypical expenditures to meet extraordinary needs of a child  
23 and family identified in the ~~service plan~~ multi-agency plan of services.

24 (B) Decisions for expenditure of flexible funds shall be  
25 made at the regional or local level and ~~must~~ shall be approved by all  
26 involved service providers;

27 ~~(7) "Interagency service plan" means the integrated plan of care~~  
28 ~~that is individualized for each child or adolescent receiving program~~  
29 ~~services and is developed through the collaboration of all agencies providing~~  
30 ~~services for that child;~~

31 (7) "Multi-agency plan of services" means the integrated,  
32 individualized plan of care that is developed through the collaboration of  
33 all agencies providing services for that child and based on evaluations  
34 shared by each involved agency with the Child and Adolescent Service System  
35 Program local service team;

36 ~~(8)~~(7)(A) "Regional plan" means a written strategy developed by

1 regional program teams that specifies the kind, mix, and priority of services  
2 to be provided in each community mental health center catchment area.

3 (B) The regional plan shall:

4 (i) ~~address~~ Address all components of the system of  
5 care;

6 (ii) ~~shall be~~ Be based on the principles for the  
7 system of care provided in this section and on the service needs of the  
8 children with emotional disturbance in the region;

9 (iii) ~~shall include~~ Include procedures for  
10 evaluating services provided to children with emotional disturbance and their  
11 families ~~and~~;

12 (iv) ~~shall be~~ Be reviewed annually by the council;  
13 and

14 (v) ~~upon~~ Upon approval ~~shall~~ be incorporated into  
15 the statewide plan;

16 ~~(9)~~(8) "Screening and assessment" means an initial appraisal of  
17 a child identified or suspected of having emotional disturbance that provides  
18 sufficient information to make decisions about service needs;

19 ~~(10)~~(9) "Service array" means those services in the system of  
20 care that address the varying areas of needs of children with emotional  
21 disturbance and their families and shall include, but not be limited to:

22 (A) ~~mental~~ Behavioral health services;

23 (B) ~~substance~~ Substance abuse services;

24 (C) ~~social~~ Social services;

25 (D) ~~education~~ Education services;

26 (E) ~~health~~ Health services;

27 (F) ~~vocational~~ Vocational services;

28 (G) ~~recreational~~ Recreational services; ~~operational~~  
29 services;

30 (H) ~~case~~ Case management;

31 (I) ~~advocacy~~, Advocacy; and

32 (J) ~~other~~ Other necessary services;

33 ~~(11)~~(10) "Single point of entry" means a unit, agency, or group  
34 that the Division of Behavioral Health of the Department of Human Services  
35 has designated as the gatekeeper for the service system for children with  
36 emotional disturbance and their families;

1           ~~(12)~~(11) "Statewide plan" means a comprehensive strategy that  
2 identifies the procedures for developing and implementing the system of care  
3 that is prepared by the council incorporating all regional plans; and

4           ~~(13)~~(12) "System of care" means a comprehensive spectrum of  
5 ~~mental~~ behavioral health and other necessary services organized into a  
6 coordinated network to meet the multiple and changing needs of children with  
7 emotional disturbance, based on principles set forth in this subchapter.

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9           SECTION 2. Arkansas Code § 20-47-505 is amended to read as follows:

10           20-47-505. Child and Adolescent Service System Program Coordinating  
11 Council.

12           (a)(1) There is ~~hereby~~ created a Child and Adolescent Service System  
13 Program Comprehensive Child and Adolescent System of Care Plan Coordinating  
14 Council ~~which~~ that shall meet on a quarterly basis and at other times deemed  
15 necessary to perform its functions.

16           (2) The coordinating council shall include the following persons  
17 to be selected and appointed by the directors of the Department of Education,  
18 the Department of Health, and the Department of Human Services:

19                   (A) At least three (3) parents, parent surrogates, or  
20 family members of a child or children with emotional disturbance;

21                   (B) A member of an ethnic minority;

22                   (C) A child advocate;

23                   (D) Child and Adolescent Service System Program  
24 coordinators from each of the certified community mental health centers;

25                   (E)(i) One (1) or more representatives from specific  
26 divisions or agencies in the Department of Human Services, the Department of  
27 Health, and the Department of Education.

28                           (ii) Each representative shall have official duties  
29 related to the delivery of ~~mental~~ behavioral health services for children and  
30 adolescents with emotional disturbances.

31                           (iii) Specific designations of membership of the  
32 coordinating council shall be determined through interdepartmental and  
33 intradepartmental agreements that will be renewed on an annual basis; and

34                   (F)(i) At least two (2) representatives from private or  
35 public agencies or organizations that are stakeholders in ~~mental~~ behavioral  
36 health services for children and adolescents with emotional disturbances.

1 (ii) The directors ~~will~~ shall jointly appoint an  
 2 appropriate number of stakeholders.

3 (b) The coordinating council shall:

4 (1) Advise and report to the directors on matters of policy and  
 5 programs related to children with emotional disturbance and their families;

6 (2) Identify and recommend fiscal, policy, training, and program  
 7 initiatives and revisions based on needs identified in the planning process;

8 (3) Provide specific guidelines for the development of regional  
 9 services and plans based on the guiding principles of the system of care;

10 (4) Review and approve regional plans developed by regional  
 11 program teams and incorporate the regional plans into the statewide plan;

12 (5) ~~Assure~~ Ensure that mechanisms for accountability are  
 13 developed and implemented;

14 (6) Submit a statewide plan and budget recommendations to the  
 15 directors on or before March 15 of each even-numbered year thereafter  
 16 preceding the legislative session;

17 (7) Develop and recommend special projects to the directors;

18 (8) Provide a written report on a quarterly basis to the ~~Senate~~  
 19 ~~Interim Committee on Children and Youth~~ House Interim Committee on Aging,  
 20 Children, and Youth, Legislative and Military Affairs Committee and the  
 21 Senate Interim Committee on Children and Youth that summarizes progress  
 22 implementing this subchapter;

23 (9) Establish guidelines and procedures for the voting  
 24 membership, officers, and annual planning of both the coordinating council  
 25 and the regional program planning teams which the coordinating council will  
 26 review and update on an annual basis; and

27 (10) Make recommendations for corrective action plans to the  
 28 directors in the event that a regional program planning team does not produce  
 29 a timely regional plan that meets a plan of care or fails to implement the  
 30 approved regional plan.

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 32 SECTION 3. Arkansas Code § 20-47-506(f), concerning Regional Child and  
 33 Adolescent Service System Program Coordinating Council planning teams, is  
 34 amended to read as follows:

35 (f) The regional program planning team shall:

36 (1) Advise and report to the Child and Adolescent Service System

1 Program Coordinating Council on matters of policies, resources, programs, and  
2 services relating to children with emotional disturbance and their families;

3 (2) Identify and recommend program initiatives and revisions  
4 based on area and community-based needs;

5 (3) Submit a regional plan and guidelines for interagency  
6 service delivery teams to the coordinating council on or before February 15  
7 of each even-numbered year preceding the legislative session;

8 (4) Develop and implement special projects for community-based  
9 services; and

10 (5)(A) Ensure that interagency service teams are established and  
11 utilized in coordinating services for children and adolescents referred to  
12 the program.

13 (B) Each service delivery team shall have sufficient and  
14 appropriate representation from identified service providers and will  
15 complete an ~~interagency service plan~~ Multi-agency Plan of Services for each  
16 child or adolescent receiving program services.

17 (C) Each member of the service delivery teams shall share  
18 information, evaluations and data necessary to produce an effective,  
19 individualized Multi-Agency Plan of Services.

20 (C)(D) Every effort shall be made to assist parents,  
21 parent surrogates, family members, and consumers to participate as members of  
22 the interagency service delivery team.

23  
24 SECTION 4. Arkansas Code § 20-47-507 is amended to read as follows:

25 20-47-507. Child and Adolescent Service System Program Coordinating  
26 Council staff.

27 (a) The staff for the Child and Adolescent Service System Program  
28 Coordinating Council shall be provided by the Child and Adolescent Service  
29 System Program project for the first two (2) years and subsequently by the  
30 Division of ~~Mental~~ Behavioral Health Services.

31 (b) The division ~~will~~ shall serve as the coordinating agency and shall  
32 develop and support the regional program team network and the coordinating  
33 council and shall provide training and technical assistance relevant to the  
34 system of care.

35 (c) Annual site reviews and program evaluations of regional program  
36 teams will be coordinated by the division and ~~will~~ shall involve a

1 multiagency team of professionals, family members, consumers, and advocates.

2 (d) The division's program staff shall provide an annual report  
 3 summarizing program regional and coordinating council activities, strategic  
 4 plans, and outcomes to the directors of the Department of Human Services, the  
 5 Department of Education, and the Department of Health each year on or before  
 6 October 15.

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 8 SECTION 5. Arkansas Code Title 20, Chapter 47, Subchapter 5 is amended  
 9 to add an additional section to read as follows:

10 20-47-510. Coordination and oversight -- Annual reports.

11 (a) The Division of Behavioral Health of the Department of Human  
 12 Services is designated the state agency responsible for the coordination and  
 13 oversight of the Children Comprehensive Behavioral Health System Care Plan.

14 (b) All state agencies that receive funding, either state or federal,  
 15 to support behavioral health services for children and adolescents shall  
 16 participate in collaborative planning and budgeting for the system of care.

17 (c) Each state agency that receives funding, either state or federal,  
 18 to support behavioral health services for children and adolescents shall:

19 (1)(A) Enter into an interagency collaborative agreement with  
 20 the Division of Behavioral Health on or before July, 2005, with regard to the  
 21 responsibilities of each agency in the development and implementation of the  
 22 Child and Adolescent Service System Comprehensive System of Care Plan.

23 (B) The agreements shall be updated annually; and

24 (2) Submit all pertinent information, including budget and  
 25 programming data, to the Division of Behavioral Health in the time and manner  
 26 established through the collaborative agreements.

27 (d) To assist the division in providing oversight for the  
 28 comprehensive child and adolescent system of care, all state agencies that  
 29 receive funding, either state or federal, to support behavioral health  
 30 services for children and adolescents shall ensure that policies and  
 31 decisions which impact the behavioral health system of care are in accordance  
 32 with the statewide, comprehensive plan for the Child and Adolescent Service  
 33 System Comprehensive System of Care Plan.

34 (e)(1) On or before April 15, 2006, for the fiscal year beginning July  
 35 1, 2006, and annually thereafter, the division shall submit the state plan  
 36 for the comprehensive child and adolescent system of care to:

1                   (A) The directors of the Department of Education, the  
2 Department of Health, and the Department of Human Services; and

3                   (B) The House Interim Committee on Aging, Children and  
4 Youth, Legislative and Military Affairs and the Senate Interim Committee on  
5 Children and Youth.

6                   (2) The state plan for the Child and Adolescent Service System  
7 Comprehensive System of Care Plan shall include, but not be limited to:

8                   (A) The projected budget for each state agency that will  
9 be used to support behavioral health services;

10                   (B) Prevention and early intervention;

11                   (C) The service array and capacity for services supported  
12 through public funds that are available statewide and county by county; and

13                   (D) An assessment of service deficits with recommendations  
14 a plan for addressing service deficits with available funds.

15                   (f)(1) On or before October 15, 2006, for the fiscal year beginning  
16 July 1, 2005, and annually thereafter, the division shall submit a report  
17 concerning the operation of the Comprehensive Child and Adolescent System of  
18 Care Plan to:

19                   (A) The directors of the Department of Education, the  
20 Department of Health, and the Department of Human Services; and

21                   (B) The House Interim Committee on Aging, Children and  
22 Youth, Legislative and Military Affairs and the Senate Interim Committee on  
23 Children and Youth.

24                   (2) The report shall include, but not be limited to:

25                   (A) Actual funds expended for child and adolescent  
26 behavioral health services;

27                   (B) Prevention and early intervention services;

28                   (C) Service utilization data at all levels of care; and

29                   (D) Outcome data for the system of care.

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