

HOUSE BILL NO. HB0074

Department of health-provider contract restrictions.

Sponsored by: Select Committee on Mental Health and
Substance Abuse Services

A BILL

for

1 AN ACT relating to the department of health; requiring a
2 portion of funding to community-based mental health and
3 substance abuse programs to be withheld until specified
4 conditions are met; providing for reversion of funds as
5 specified; specifying applicability of the restriction; and
6 providing for an effective date.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 9-2-102(a)(iii) is amended to read:

11

12 **9-2-102. Department of health; duties and**
13 **responsibilities; state grants.**

14

15 (a) The department of health is the state mental
16 health authority, the developmental disabilities authority

1 and the substance abuse authority. The department through
2 its divisions has the following duties and responsibilities
3 to:

4
5 (iii) Establish minimum standards and approve
6 policies and procedures for the establishment and operation
7 of community-based mental health, substance abuse and
8 developmental disabilities programs receiving state
9 support. The department through its mental health division
10 and its substance abuse division shall annually withhold
11 not less than five percent (5%) of all amounts provided in
12 each contract with a community-based mental health,
13 substance abuse or drug court program or provider and shall
14 not release the funds withheld to the individual program or
15 provider until the respective division and the individual
16 program or provider enter into an agreement that provides
17 for performance measures. If the respective division and
18 an individual program or provider do not enter into a
19 mutually agreed upon set of performance measures, the funds
20 withheld under this paragraph shall revert to the budget
21 reserve account at the end of the biennium in which the
22 funds were withheld;

23

1 **Section 2.** W.S. 9-2-102(a)(iii), as amended by this
2 act, shall apply to any contract entered into between the
3 department of health, mental health division or substance
4 abuse division, and a community-based mental health,
5 substance abuse or drug court provider on or after the
6 effective date of this act.

7

8 **Section 3.** This act is effective immediately upon
9 completion of all acts necessary for a bill to become law
10 as provided by Article 4, Section 8 of the Wyoming
11 Constitution.

12

13 (END)