

HOUSE BILL NO. 4700

June 11, 2019, Introduced by Reps. Whiteford and Vaupel and referred to the Committee on Judiciary.

A bill to amend 1953 PA 232, entitled
"Corrections code of 1953,"
(MCL 791.201 to 791.285) by adding section 34e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **Sec. 34e. (1) Subject to this section, the department shall**
2 **create a prerelease mental health discharge plan for each prisoner**
3 **who is receiving mental health services or mental health**
4 **prescription medication before he or she is released on parole. The**
5 **department may seek consultative assistance from the department of**



1 health and human services in creating a plan under this subsection.

2 (2) If a prisoner refuses discharge planning under subsection
3 (1), the department must note that discharge planning was declined
4 by the prisoner in the record the department maintains for the
5 prisoner.

6 (3) A plan developed under subsection (1) must include all of
7 the following regarding the prisoner:

8 (a) A mental health assessment that includes the use of the
9 following assessment tools:

10 (i) Patient Health Questionnaire-9.

11 (ii) Generalized Anxiety Disorder 7-Item Scale.

12 (iii) Patient Health Questionnaire-2.

13 (iv) Opioid Risk Tool.

14 (b) Identification of risk factors related to transportation,
15 housing, and family stress.

16 (c) An appointment scheduled after release with a mental
17 health professional who is capable of providing postrelease mental
18 health prescription medication and other mental health services.

19 (d) If the prisoner is receiving mental health prescription
20 medication at the time of discharge planning, steps that will
21 provide the prisoner access to the mental health prescription
22 medication between his or her release and the appointment described
23 under subdivision (c).

24 (e) An assessment of whether the prisoner is eligible upon
25 release for enrollment in Medicaid or Medicare under state or
26 federal regulations governing eligibility and enrollment. If the
27 prisoner is eligible, he or she must be provided with information
28 on enrollment.

29 (f) Goals and activities that address the needs and barriers



1 identified under subdivisions (a) to (e).

2 (g) A list of care team members that will support the prisoner
3 as he or she transitions out of prison, including community health
4 or social program providers.

5 (h) Input from the prisoner and a communication plan for the
6 duration of parole.

7 (4) The department of health and human services shall take
8 reasonable steps to assist the department if the department
9 requests assistance with prerelease mental health discharge
10 planning under this section. Upon request from the department,
11 community-based mental health services must be provided by the
12 department of health and human services throughout the period of
13 parole.

14 (5) The department may use a care management software program
15 to design the prerelease mental health discharge plan required
16 under this section if the program meets all of the following
17 requirements:

18 (a) Is built as a software as a service (SaaS) and hosted on a
19 cloud that complies with the health insurance portability and
20 accountability act of 1996, Public Law 104-191.

21 (b) Uses natural language processing services to parse the
22 case notes regarding a prisoner and to provide insights into new
23 assessments, barriers, and risks that the care manager and care
24 team should address and re-evaluate using the assessment tools
25 described under subsection (3)(a).

26 (c) Contains the assessment tools identified under subsection
27 (3)(a) and a method to assess the factors under subsection (3)(b).

28 (d) Provides the associated application programming interfaces
29 (APIs) to send demographic data to and receive eligibility status



1 from this state's integrated eligibility system.

2 (e) Uses 2-factor authentication for the authentication of all
3 care team members.

4 (f) Is completely managed through configuration.

5 (g) Delivers a holistic summary of the goals and activities
6 identified under subsection (3)(f) and the touchpoints between care
7 team members and the prisoner.

8 Enacting section 1. This amendatory act takes effect 90 days
9 after the date it is enacted into law.

