

# HOUSE BILL NO. 5408

January 23, 2020, Introduced by Reps. Hammoud, Whitsett, Bolden, Manoogian, Love, Liberati, Bellino and Camilleri and referred to the Committee on Health Policy.

A bill to amend 1939 PA 280, entitled  
"The social welfare act,"  
by amending section 109f (MCL 400.109f), as amended by 2017 PA 224.

## **THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

- 1       Sec. 109f. (1) The department shall support the use of
- 2 Medicaid funds for specialty services and supports for eligible
- 3 Medicaid beneficiaries with a serious mental illness, developmental
- 4 disability, serious emotional disturbance, or substance use
- 5 disorder. Medicaid-covered specialty services and supports shall be



1 managed and delivered by specialty prepaid health plans chosen by  
 2 the department. The specialty services and supports ~~shall~~**must** be  
 3 carved out from the basic Medicaid health care benefits package.

4 (2) Specialty prepaid health plans are Medicaid managed care  
 5 organizations as described in section 1903(m)(1)(A) of title XIX,  
 6 42 USC 1396b, and are responsible for providing defined inpatient  
 7 services, outpatient hospital services, physician services, other  
 8 specified Medicaid state plan services, and additional services  
 9 approved by the Centers for Medicare and Medicaid Services under  
 10 section 1915(b)(3) of title XIX, 42 USC 1396n.

11 (3) ~~This section does~~ **Subsections (1) and (2)** do not apply to  
 12 a pilot project authorized under section 298(3) of article X of  
 13 2017 PA 107.

14 (4) **Beginning on the effective date of the amendatory act that**  
 15 **added this subsection, the department shall establish a fee-for-**  
 16 **service payment for services provided by a physician, including an**  
 17 **advanced practice provider, or nonphysician practitioner related to**  
 18 **a primary diagnosis of alcohol use disorder as specified in the**  
 19 **most recent diagnostic and statistical manual of mental disorders**  
 20 **published by the American Psychiatric Association. When a Medicaid**  
 21 **beneficiary has a primary diagnosis of alcohol use disorder, the**  
 22 **physician, including an advanced practice provider or nonphysician**  
 23 **practitioner qualifies for fee-for-service reimbursement for**  
 24 **services including, but not limited to, evaluation and management**  
 25 **services, and consultation services.**

26 (5) As used in this section:

27 (a) "Advanced practice provider" means a health care provider  
 28 with prescriptive authority under the public health code, 1978 PA  
 29 368, MCL 333.1101 to 333.25211.



1           (b) "Nonphysician practitioner" means an individual licensed  
2 or certified in this state to provide nonphysician behavioral  
3 health services including, but not limited to, behavioral health  
4 services identified in the department's behavioral health fee  
5 schedule.

