

HOUSE RESEARCH

Bill Summary

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Overview

This bill allows the state and county boards to contract with states bordering Minnesota to allow Minnesota residents who are civilly committed to receive mental health services in a border state, and allow border state residents who are civilly committed to receive mental health services in Minnesota.

Section

- 1 **Definitions.** Amends section 245.50, subd. 1. For a section governing contracting with border states for mental health services, defines the following terms: receiving state, sending agency, and sending state. Changes a term used throughout the section from receiving agency or facility to receiving agency, and clarifies that term by specifying the entity provides services to individuals from another state.
- 2 **Purpose and authority.** Amends section 245.50, subd. 2. Specifies that the purpose of this section is to allow an individual to receive appropriate treatment in a facility in another state that is closer to individual's home than a facility in an individual's home state. Also allows the commissioner of human services to contract for mental health services for Minnesota residents in border states. Makes a conforming change.
- 3 **Special contracts; bordering states.** Amends section 245.50, subd. 5. Strikes language directing the commissioner of human services to come to an agreement with the Wisconsin department of health and social services to allow Minnesota civilly committed patients to be placed in Wisconsin facilities and Wisconsin civilly committed patients to be placed in Minnesota facilities. Instead, establishes provisions government the placement of Minnesota residents in border state facilities, and the placement of border state residents in Minnesota facilities.

Paragraph (a) allows persons civilly committed in Minnesota to be confined or treated in a border state, and allows persons civilly committed in a border state to be confined or treated in Minnesota. Specifies how court orders from a person's home state apply, what state has legal

custody over the person, and a condition that must be met for a person being treated in a border state to be released.

Paragraph (b) specifies when the receiving state's laws apply to the person, and prohibits a person from being sent to a border state unless the border state recognizes the validity of this law.

Paragraph (c) describes what happens when a person receiving services in a border state leaves the border state facility without permission.

Paragraph (d) specifies that the person's home state is responsible for the person's cost of care in the border state.

Paragraph (e) specifies that this subdivision also applies to contracts for mental health services made between a county and a border state.