

By: Representatives Holland, Scott, Clark

To: Public Health and Human  
ServicesCOMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 1529

1 AN ACT TO AMEND SECTIONS 43-14-1, 43-14-3 AND 43-14-5,  
2 MISSISSIPPI CODE OF 1972, TO DELETE THE AUTOMATIC REPEALERS ON THE  
3 STATUTES ESTABLISHING AND EMPOWERING THE INTERAGENCY COORDINATING  
4 COUNCIL FOR CHILDREN AND YOUTH (ICCCY); TO EXPAND THE MEMBERSHIP  
5 OF THE COUNCIL; TO DEFINE THE AUTHORITY OF THE COUNCIL TO ASSIST  
6 MULTIDISCIPLINARY ASSESSMENT AND PLANNING (MAP) TEAMS TO BECOME  
7 THE SINGLE POINT OF ENTRY FOR CERTAIN CHILDREN AND YOUTH; TO  
8 CLARIFY THE PURPOSE OF THE MISSISSIPPI STATEWIDE SYSTEM OF CARE  
9 FOR CHILDREN WITH EMOTIONAL AND BEHAVIORAL DISORDERS; AND FOR  
10 RELATED PURPOSES.

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

12 **SECTION 1.** Section 43-14-1, Mississippi Code of 1972, is  
13 amended as follows:

14 43-14-1. (1) The purpose of this chapter is to provide for  
15 the development, implementation and oversight of a coordinated  
16 interagency system of necessary services and care for children and  
17 youth, called the Mississippi Statewide System of Care, up to age  
18 twenty-one (21) with serious emotional/behavioral disorders  
19 including, but not limited to, conduct disorders, or mental  
20 illness who require services from a multiple services and multiple  
21 programs system, and who can be successfully diverted from  
22 inappropriate institutional placement. The Mississippi Statewide  
23 System of Care is to be conducted in the most fiscally responsible  
24 (cost-efficient) manner possible, based on an individualized plan  
25 of care which takes into account other available interagency  
26 programs, including, but not limited to, Early Intervention Act of  
27 Infants and Toddlers, Section 41-87-1 et seq., Early Periodic  
28 Screening Diagnosis and Treatment, Section 43-13-117(5), waived  
29 program for home- and community-based services for developmentally  
30 disabled people, Section 43-13-117(29), and waived program for



31 targeted case management services for children with special needs,  
32 Section 43-13-117(31), those children identified through the  
33 federal Individuals with Disabilities Education Act of 1997 as  
34 having a serious emotional disorder (EMD), the Mississippi  
35 Children's Health Insurance Program \* \* \* and waived programs  
36 for children with serious emotional disturbances, Section  
37 43-13-117(46), and is tied to clinically and functionally  
38 appropriate outcomes. Some of the outcomes are to reduce the  
39 number of inappropriate out-of-home placements inclusive of those  
40 out-of-state and to reduce the number of inappropriate school  
41 suspensions and expulsions for this population of children. \* \* \*  
42 This coordinated interagency system of necessary services and care  
43 shall be named the Mississippi Statewide System of Care \* \* \*.  
44 Children to be served by this chapter who are eligible for  
45 Medicaid shall be screened through the Medicaid Early Periodic  
46 Screening Diagnosis and Treatment (EPSDT) and their needs for  
47 medically necessary services shall be certified through the EPSDT  
48 process. For purposes of this chapter, the Mississippi Statewide  
49 System of Care is defined as a coordinated network of agencies and  
50 providers working as a team to make a full range of mental health  
51 and other necessary services available as needed by children with  
52 mental health problems and their families. The Mississippi  
53 Statewide System of Care shall be:

54 (a) Child centered, family focused, family driven and  
55 youth guided;

56 (b) Community based;

57 (c) Culturally competent and responsive; and shall  
58 provide for:

59 (i) Service coordination or case management;

60 (ii) Prevention and early identification and  
61 intervention;

62 (iii) Smooth transitions among agencies and  
63 providers, and to the transition-age and adult service systems;



- 64 (iv) Human rights protection and advocacy;
- 65 (v) Nondiscrimination in access to services;
- 66 (vi) A comprehensive array of services composed of
- 67 treatment and informal supports that are identified as best
- 68 practices and/or evidence-based practices;
- 69 (vii) Individualized service planning that uses a
- 70 strengths-based, wraparound process;
- 71 (viii) Services in the least restrictive
- 72 environment;
- 73 (ix) Family participation in all aspects of
- 74 planning, service delivery and evaluation; and
- 75 (x) Integrated services with coordinated planning
- 76 across child-serving agencies.

77 Mississippi Statewide System of Care services shall be

78 timely, intensive, coordinated and delivered in the community.

79 Mississippi Statewide System of Care services shall include, but

80 not be limited to, the following:

- 81 (a) Comprehensive crisis and emergency response
- 82 services;
- 83 (b) Intensive case management;
- 84 (c) Day treatment;
- 85 (d) Alcohol and drug abuse group services for youth;
- 86 (e) Individual, group and family therapy;
- 87 (f) Respite services;
- 88 (g) Supported employment services for youth;
- 89 (h) Family education and support and family partners;
- 90 (i) Youth development and support and youth partners;
- 91 (j) Positive behavioral supports (PBIS) in schools;
- 92 (k) Transition-age supported and independent living
- 93 services; and
- 94 (l) Vocational/technical education services for youth.

95 (2) There is established the Interagency Coordinating

96 Council for Children and Youth (hereinafter referred to as the



97 "ICCCY"). The ICCCY shall consist of the following membership:  
98 (a) The State Superintendent of Public Education;  
99 (b) The Executive Director of the Mississippi  
100 Department of Mental Health;  
101 (c) The Executive Director of the State Department of  
102 Health;  
103 (d) The Executive Director of the Department of Human  
104 Services;  
105 (e) The Executive Director of the Division of Medicaid,  
106 Office of the Governor;  
107 (f) The Executive Director of the State Department of  
108 Rehabilitation Services; \* \* \*  
109 (g) The Executive Director of Mississippi Families as  
110 Allies for Children's Mental Health, Inc.;  
111 (h) The Attorney General;  
112 (i) The Director of the Office of Compulsory School  
113 Attendance Enforcement of the State Department of Education;  
114 (j) A family member of a child or youth in the  
115 population named in this chapter designated by Mississippi  
116 Families as Allies;  
117 (k) A youth or young adult in the population named in  
118 this chapter designated by Mississippi Families as Allies;  
119 (l) A local MAP team coordinator designated by the  
120 Department of Mental Health;  
121 (m) A child psychiatrist experienced in the public  
122 mental health system designated by the Mississippi Psychiatric  
123 Association;  
124 (n) An individual with expertise and experience in  
125 early childhood education designated jointly by the Department of  
126 Mental Health and Mississippi Families as Allies;  
127 (o) A representative of an organization that advocates  
128 on behalf of disabled citizens in Mississippi designated by the  
129 Department of Mental Health; and



130           (p) A faculty member or dean from a Mississippi  
131 university specializing in training professionals who work in the  
132 Mississippi Statewide System of Care designated by the Board of  
133 Trustees of State Institutions of Higher Learning.

134           If a member of the council designates a representative to  
135 attend council meetings, the designee shall bring full  
136 decision-making authority of the member to the meeting. The  
137 council shall select a chairman, who shall serve for a one-year  
138 term and may not serve consecutive terms. The council shall adopt  
139 internal organizational procedures necessary for efficient  
140 operation of the council. Each member of the council shall  
141 designate necessary staff of their departments to assist the ICCCY  
142 in performing its duties and responsibilities. The ICCCY shall  
143 meet and conduct business at least twice annually. The chairman  
144 of the ICCCY shall notify all ICCCY members and all other persons  
145 who request such notice as to the date, time, place and draft  
146 agenda items for each meeting.

147           (3) The Interagency System of Care Council (ISCC) is created  
148 to serve as the state management team for the ICCCY, with the  
149 responsibility of collecting and analyzing data and funding  
150 strategies necessary to improve the operation of the Mississippi  
151 Statewide System of Care \* \* \*, and to make recommendations to the  
152 ICCCY and to the Legislature concerning such strategies on, at a  
153 minimum, an annual basis. The System of Care Council also has the  
154 responsibility of coordinating the local Multidisciplinary  
155 Assessment and Planning (MAP) teams and "A" teams and may apply  
156 for grants from public and private sources necessary to carry out  
157 its responsibilities. The Interagency System of Care Council  
158 shall be comprised of one (1) member from each of the appropriate  
159 child-serving divisions or sections of the State Department of  
160 Health, the Department of Human Services (Division of Family and  
161 Children Services and Division of Youth Services), the State  
162 Department of Mental Health (Division of Children and Youth,



163 Bureau of Alcohol and Drug Abuse, and Bureau of Intellectual and  
164 Developmental Disabilities), the State Department of Education  
165 (Office of Special Education and Office of Healthy Schools), the  
166 Division of Medicaid of the Governor's Office, the Department of  
167 Rehabilitation Services, and the Attorney General's office.  
168 Additional members shall include a family member of a child, youth  
169 or transition-age youth representing a family education and  
170 support 501(c)3 organization, working with the population named in  
171 this chapter designated by Mississippi Families as Allies, an  
172 individual with expertise and experience in early childhood  
173 education designated jointly by the Department of Mental Health  
174 and Mississippi Families as Allies, a local MAP team  
175 representative and a local "A" team representative designated by  
176 the Department of Mental Health, a probation officer designated by  
177 the Department of Corrections, a family member and youth or young  
178 adult designated by Mississippi Families as Allies for Children's  
179 Mental Health, Inc., (MSFAA), and a family member other than a  
180 MSFAA representative to be designated by the Department of Mental  
181 Health. Appointments to the Interagency System of Care Council  
182 shall be made within sixty (60) days after June 30, 2010. The  
183 council shall organize by selecting a chairman from its membership  
184 to serve on an annual basis, and the chairman may not serve  
185 consecutive terms.

186 (4) (a) As part of the Mississippi Statewide System of  
187 Care, there is established a statewide system of local  
188 Multidisciplinary Assessment, Planning and Resource (MAP) teams.  
189 The MAP teams shall be comprised of one (1) representative each at  
190 the county level from the major child-serving public agencies for  
191 education, human services, health, mental health and  
192 rehabilitative services approved by respective state agencies of  
193 the Department of Education, the Department of Human Services, the  
194 Department of Health, the Department of Mental Health and the  
195 Department of Rehabilitation Services. These agencies shall, by



196 policy, contract or regulation require participation on MAP teams  
197 and "A" teams at the county level by the appropriate staff. Three  
198 (3) additional members may be added to each team, one (1) of which  
199 may be a representative of a family education/support 501(c)3  
200 organization with statewide recognition and specifically  
201 established for the population of children defined in Section  
202 43-14-1. The remaining members will be representatives of  
203 significant community-level stakeholders with resources that can  
204 benefit the population of children defined in Section 43-14-1.  
205 The Department of Education shall assist in recruiting and  
206 identifying parents to participate on MAP teams and "A" teams.

207 (b) For each local existing MAP team that is  
208 established pursuant to paragraph (a) of this subsection, there  
209 shall also be established an "A" (Adolescent) team which shall  
210 work with a MAP team. The "A" teams shall provide System of Care  
211 services for \* \* \* youthful offenders who have serious behavioral  
212 or emotional disorders. Each "A" team shall be comprised of, at a  
213 minimum, the following five (5) members:

214 (i) A school counselor, mental health therapist or  
215 social worker;

216 (ii) A community mental health professional;

217 (iii) A social services/child welfare  
218 professional;

219 (iv) A youth court counselor; and

220 (v) A parent who had a child in the juvenile  
221 justice system \* \* \*.

222 (c) The Interagency Coordinating Council for Children  
223 and Youth and the Interagency System of Care Council shall work to  
224 develop MAP teams statewide that will serve to become the single  
225 point of entry for children and youth about to be placed in  
226 out-of-home care for reasons other than parental abuse/neglect.

227 (5) The Interagency Coordinating Council for Children and  
228 Youth may provide input to one another and to the ISCC relative to



229 how each agency utilizes its federal and state statutes, policy  
230 requirements and funding streams to identify and/or serve children  
231 and youth in the population defined in this section. The ICCCY  
232 shall support the implementation of the plans of the respective  
233 state agencies for comprehensive, community-based,  
234 multidisciplinary care, treatment and placement of these children.

235 (6) The ICCCY shall oversee a pool of state funds that may  
236 be contributed by each participating state agency and additional  
237 funds from the Mississippi Tobacco Health Care Expenditure Fund,  
238 subject to specific appropriation therefor by the Legislature.  
239 Part of this pool of funds shall be available for increasing the  
240 present funding levels by matching Medicaid funds in order to  
241 increase the existing resources available for necessary  
242 community-based services for Medicaid beneficiaries.

243 (7) The local interagency coordinating care MAP team or "A"  
244 team will facilitate the development of the individualized System  
245 of Care programs for the population targeted in Section 43-14-1.

246 (8) Each local MAP team and "A" team shall serve as the  
247 single point of entry and re-entry to ensure that comprehensive  
248 diagnosis and assessment occur and shall coordinate needed  
249 services through the local MAP team and "A" team members and local  
250 service providers for the children named in subsection (1). Local  
251 children in crisis shall have first priority for access to the MAP  
252 team and "A" team processes and local System of Care services.

253 (9) The Interagency Coordinating Council for Children and  
254 Youth shall facilitate monitoring of the performance of local MAP  
255 teams.

256 (10) Each ICCCY member named in subsection (2) of this  
257 section shall enter into a binding memorandum of understanding to  
258 participate in the further development and oversight of the  
259 Mississippi Statewide System of Care \* \* \* for the children and  
260 youth described in this section. The agreement shall outline the  
261 system responsibilities in all operational areas, including





262 ensuring representation on MAP teams, funding, data collection,  
263 referral of children to MAP teams and "A" teams, and training.  
264 The agreement shall be signed and in effect by July 1 of each  
265 year.

266 \* \* \*

267 **SECTION 2.** Section 43-14-3, Mississippi Code of 1972, is  
268 amended as follows:

269 43-14-3. In addition to the specific authority provided in  
270 Section 43-14-1, the powers and responsibilities of the  
271 Interagency Coordinating Council for Children and Youth shall be  
272 as follows:

273 (a) To serve in an advisory capacity and to provide  
274 state level leadership and oversight to the development of the  
275 Mississippi Statewide System of Care \* \* \*; and

276 (b) To insure the creation and availability of an  
277 annual pool of funds from each participating agency member of the  
278 ICCCY that includes the amount to be contributed by each agency  
279 and a process for utilization of those funds.

280 \* \* \*

281 **SECTION 3.** Section 43-14-5, Mississippi Code of 1972, is  
282 amended as follows:

283 43-14-5. There is created in the State Treasury a special  
284 fund into which shall be deposited all funds contributed by the  
285 Department of Human Services, State Department of Health,  
286 Department of Mental Health, State Department of Rehabilitation  
287 Services insofar as recipients are otherwise eligible under the  
288 Rehabilitation Act of 1973, as amended, and State Department of  
289 Education for the operation of a statewide System of Care by MAP  
290 teams and "A" teams utilizing such funds as may be made available  
291 to those MAP teams through a Request for Proposal (RFP) approved  
292 by the ICCCY.

293 \* \* \*



294           **SECTION 4.** This act shall take effect and be in force from  
295 and after July 1, 2010.

