



ASSOCIATION  
FOR BEHAVIORAL  
HEALTHCARE

## ABH Analysis of the Final FY 2015 Budget

July 18, 2014

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**To:** ABH Members  
**From:** Vic DiGravio, President/CEO  
Mandy Gilman, Senior Director of Public Policy and Research  
**Re:** Analysis of the Final Fiscal Year 2015 Budget

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Governor Deval Patrick approved the Fiscal Year 2015 Budget (General Appropriations Act (GAA)) on July 11<sup>th</sup>, vetoing only \$16.1 million of the \$36.5 million budget. The vetoes did not include any ABH priorities and were mostly focused on earmarks for the Department of Correction, the Executive Office of Administration and Finance and the Department of Conservation and Recreation. **Governor Patrick approved the Legislature's recommended funding levels for the Department of Mental Health, the Bureau of Substance Abuse Services, and MassHealth, and Outside Section 188, MassHealth transparency language.** The GAA affirmed a strong commitment to mental health and addiction treatment by making investments in behavioral health coverage and transparency.

The FY '15 budget includes the following highlights.

### Department of Mental Health

- An increase of \$27.4 million in DMH funding over Fiscal Year 2014. The DMH appropriation is higher than was recommended by either the House or the Senate.
- Includes a new \$10 million line item to fund 100 new DMH community placements for individuals currently stuck in continuing care beds who are ready for discharge.
- Requirement that DMH increase the number of inpatient continuing care beds it operates to 671 from the current 626 beds. DMH must continue to operate 45 inpatient beds at Taunton State Hospital and is also required to open the currently unutilized in Worcester.
- Earmarks \$3.1 million for the MCPAP Program and requires DMH to charge commercial payers whose members use MCPAP services.

### Bureau of Substance Abuse Services

- An increase of \$15 million in BSAS funding over Fiscal Year 2014. The BSAS appropriation is higher than was recommended by the House or the Senate. This increase includes:
  - Funding for 32 new ATS beds and 32 new CSS beds.
  - A new \$10 million line item to fund expanded addiction treatment services.
  - A new \$1 million line item to fund access to Narcan for bystanders and first responders.



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### MassHealth

- A new line item funded at \$400,000 for MassHealth to pursue Medicaid state plan amendments including health homes.
- An earmark of "\$8 million for providers in the MassHealth PCC Mental Health and Substance Abuse plan."

### Additional Highlights

- An \$8 million annualized salary reserve for low paid human service workers.
- An increase of \$37 million in funding for DCF.
- **Outside section language that requires MassHealth managed care organizations to publically disclose the terms of their subcontracts for the management and delivery of behavioral health services. This language has been ABH's top legislative priority for the past three years.**

\*\*\* Note: Line item figures categorized as GAA come from the General Appropriations Act (GAA). The **GAA** is the annual budget act, effective each July 1st. Line items labeled **Spending** include any supplemental funding and trust fund transfers throughout the fiscal year.



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### Department of Mental Health (DMH)

Line item/program	FY'13 GAA	FY'13 Post 9C	FY'14 GAA	FY'14 Spending	Governor's FY'15	House Final FY'15	Senate Final FY'15	FY'15 GAA
<b>5011-0100</b> Operations	\$27,373,198	\$27,035,141	\$27,275,844	\$27,275,845	\$30,123,358	\$27,996,283	\$28,077,047	<b>\$28,098,283</b>
<b>5042-5000</b> Child/Adolescent Services	\$76,816,757	\$74,926,757	\$85,222,740	\$85,222,740	\$86,284,967	\$87,417,266	\$87,770,612	<b>\$87,567,266</b>
<b>5046-0000</b> Adult Community Services	\$344,027,150	\$344,064,965	\$353,868,606	\$356,030,330	\$357,269,145	\$366,573,453	\$357,969,145	<b>\$360,697,453</b>
<b>5046-0005</b> Comm Placements	N/A	N/A	N/A	N/A	N/A	(incl \$7.5m in 5046-0000)	New line item \$10,000,000	<b>\$10,000,000</b>
<b>5046-2000</b> Homeless Initiative	\$20,134,424	\$20,134,424	\$20,134,424	\$20,134,424	\$20,134,629	\$20,134,629	\$20,134,629	<b>\$20,134,629</b>
<b>5046-4000</b> CHOICE RR	\$125,000	\$125,000	\$125,000	\$125,000	\$125,000	\$125,000	\$125,000	<b>\$125,000</b>
<b>5047-0001</b> Emergency/Acute Inpatient	\$35,242,254	\$34,742,257	\$35,526,443	\$35,526,443	\$36,480,406	\$36,416,490	\$36,088,406	<b>\$36,416,490</b>
<b>5055-0000</b> Forensic services	\$8,321,818	\$8,321,818	\$8,497,163	\$8,497,163	\$8,718,876	\$8,978,876	\$8,718,876	<b>\$8,978,876</b>
<b>5095-0015</b> State psych hosp	\$159,313,321	\$164,589,962*	\$173,116,512	\$175,616,512	\$173,223,842	\$181,424,183	\$182,422,991	<b>\$183,883,536</b>
<b>5095-0017</b> Trust Fund								
<b>TOTAL</b>	<b>\$671,353,922</b>	<b>\$673,940,324</b>	<b>\$703,766,897</b>	<b>\$708,428,457</b>	<b>\$712,360,223</b>	<b>\$729,066,180</b>	<b>\$731,306,706</b>	<b>\$735,901,533</b>



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The Department of Mental Health is funded at \$735,901,533. This is a \$23.6 million increase over the Governor's proposed budget and a \$27.5 million increase over projected FY14 spending.

**5011-0100 Operations.** The budget includes an increase of approximately \$800,000 over projected FY14 spending. It includes language requiring the department to expend \$100,000 for the Stephanie Moulton Safety Symposium.

**5042-5000 Child/Adolescent Mental Health Services.** This account includes an increase of approximately \$2.3 million over projected FY14 spending. The Department has indicated the line item is \$235,000 short of maintain existing services. The line item requires DMH to assess commercial insurers whose members use the Massachusetts Child Psychiatry Access Project (MCPAP). It also includes an earmark of \$3.1 million to be spent on MCPAP, \$45,000 to be expanded for a juvenile fire setter intervention program, and \$150,000 for the Arlington Youth Counseling Center.

**5046-0000 Adult Mental Health Community Services.** This account has an approximately \$4.6 million increase over projected FY14 spending and maintains existing CBFS services. The Department has also indicated this line item supports \$1M to increase the number of Designated Forensic Professionals (DFP) which would allow forensic evaluations to occur in sites such as jails or houses of corrections for individuals who do not require hospital level of care. The line item includes language requiring the Department to spend the same amount of funding on clubhouses as it did in FY13, and that funds shall be expended at the same level for jail diversion programs in the previous fiscal year. The line includes earmarks of \$300,000 for Heywood Hospital to fund suicide prevention, mental health services and transportation costs, \$100,000 for Project Interface, and \$150,000 for the International Institute of New England.

The line item also includes a new \$250,000 earmark. DMH is required to use the funding to develop and implement an assisted outpatient treatment pilot program to treat residents who suffer from serious and persistent mental illness and experience repeated interaction with law enforcement or have a high rate of recurring hospitalization either through a voluntary agreement or a court order.

**5046-0005 Adult Mental Health Community Placements.** This new account is funded at \$10 million and requires DMH to create no fewer than 100 placements for discharge ready individuals currently in DMH continuing care facilities. The funding comes from a new Community First Trust Fund established in section 25 of the budget.

**5046-2000 Homelessness Services.** This account includes a small increase over projected FY'14 spending and is equal to the Governor's recommendations (\$20,134,629).



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**5046-4000 CHOICE Program Retained Revenue.** This line item is level-funded at \$125,000. This account allows DMH to retain up to \$125,000 of the revenue they collect from occupancy fees charged to participants in the CHOICE housing program. The fees must then be used for the routine maintenance and repair of CHOICE facilities.

**5047-0001 Emergency Services/Acute Inpatient.** This account is funded at \$36,416,490, an increase of approximately \$900,000 over projected FY14 spending.

**5055-0000 Forensic Services.** This account, funded at \$8,978,876 includes an increase of approximately \$500,000 from FY14 projected spending. It includes language that funds may be expended for juvenile court clinics.

**5095-0015 State Psychiatric Hospitals.** This line item includes an increase of \$8.2 million over FY14 projected spending. It requires DMH to operate at least the same amount of beds operated in FY14 in all of FY15, and to operate 671 continuing care beds by June 30, 2015, including 260 adult beds in Worcester and 45 continuing care beds in Taunton. The line item also requires DMH to develop a master plan for the Taunton State Hospital campus with community input.



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### Department of Public Health/Bureau of Substance Abuse Services (BSAS)

Line item/program	FY'13 GAA	Final FY'13 – Post 9C	FY'14 GAA	FY'14 Spending	Governor's FY'15	House Final FY'15	Senate Final FY'15	FY'15 GAA
<b>4512-0200</b> BSAS Programming & Operations	\$77,164,595	\$77,029,178	\$83,958,094	\$83,958,094	\$86,905,456	\$90,267,333	\$89,342,334	<b>\$91,317,333</b>
<b>4512-0201</b> Step-Down Services	\$4,800,000	\$4,800,000	\$4,800,000	\$4,800,000	\$4,800,000	\$4,800,000	\$4,800,000	<b>\$4,800,000</b>
<b>4512-0202</b> Jail Diversion	\$2,000,000	\$2,000,000	\$2,000,000	\$2,000,000	\$1,700,000	\$2,000,000	\$2,000,000	<b>\$2,000,000</b>
<b>4512-0203</b> Young Adult Treatment Program	\$1,500,000	\$1,500,000	\$1,500,000	\$1,500,000	\$1,500,00	\$1,500,000	\$1,500,000	<b>\$1,500,000</b>
<b>4512-0204</b> Naloxone for First Responders	N/A	N/A	N/A	N/A	N/A	\$1,000,000	\$815,000	<b>\$1,000,000</b>
<b>4512-0205</b> Sober Homes Accred	N/A	N/A	N/A	N/A	N/A	N/A (included in 4512-0200)	\$500,000	<b>Earmarked In 4512-0200</b>
<b>4512-0210</b> New Addiction Treatment Programs	N/A	N/A	N/A	N/A	N/A	N/A	\$10,000,000	<b>\$10,000,000</b>
<b>Substance Abuse Service Fund</b>		\$6,750,000***	\$4,000,000***	\$4,000,000***				
<b>TOTAL</b>	<b>\$85,464,595</b>	<b>\$92,079,179</b>	<b>\$96,258,094</b>	<b>\$96,258,094</b>	<b>\$93,405,456</b>	<b>\$99,567,333</b>	<b>\$108,957,334</b>	<b>\$111,617,333</b>

\*\*Includes supplemental funding

\*\*\*This is carryover trust fund money from the FY12 allocation of \$10m. Original estimates said \$6.75m of this funding of the funding would be used in FY13 for the Section 35 expansion programs, and \$3.25 of the funding will carry forward past the current July 1, 2013 expiration. BSAS has indicated the funding has been rolled into the operating account for FY15.



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The budget funds the Bureau of Substance Abuse Services (BSAS) at \$111,617,333, an increase of approximately \$15.4 million over projected FY'14 spending.

**4512-0200 BSAS Programming and Operations.** This account is funded at approximately \$91.3 million for FY15, a \$7.4 million increase over FY14 spending. The line item includes a number of earmarks: \$15,000 for the city of Marlborough, \$100,000 for the Opioid Education and Awareness Task Force in Franklin County, \$150,000 for Self Esteem Boston, \$250,000 for the Gavin Foundation, \$300,000 for a program for integrated stabilization services for individuals with co-occurring disorders, \$100,000 for the New Beginnings program, \$50,000 for the Drug Story Theatre, \$100,000 for the Berkshire County youth development program, \$100,000 for Project RIGHT, \$50,000 for the safe use of opioids special commission, \$250,000 for a pilot program to address substance abuse issues for young adults, \$500,000 to establish a sober homes accreditation program, \$375,000 to fund a pilot program to place addiction specialists in the Brockton, Quincy and Plymouth courts, \$1 million to expand central intake and a requirement to expand the number of publically funded detox and CSS beds in the system.

**4512-0201 Step-Down Services.** This account is level-funded at \$4.8 million. The language states that the account will fund “substance abuse step-down recovery services, otherwise known as level-B beds and services, and other critical recovery services with severely reduced capacity.”

**4512-0202 Pilot Jail Diversion Program.** This account is level-funded at \$2 million. The account appropriates funding for pilot jail diversion programs primarily for nonviolent offenders with OxyContin or heroin addiction. The programs will be procured by the Department of Public Health, shall have at least 60 beds, and shall provide clinical assessment services to the respective courts, inpatient treatment for up to 90 days and ongoing case management services for up to 1 year. Programs shall be established in separate counties in locations deemed suitable by the Department of Public Health. However, “not more than \$500,000 shall be used to support the ongoing treatment needs of clients after 90 days for which there is no other payer.” The Department of Public Health must coordinate operations with Sheriffs, the District Attorneys, the Office of the Commissioner of Probation and the Department of Corrections.

**4512-0203 Family Intervention, Care Management, and Young Adult Treatment Pilot Program.** This account is level-funded at \$1.5 million. The language states that this appropriation is “for family intervention and care management services programs, a young adult treatment program, and early intervention services for individuals who are dependent on or addicted to alcohol or controlled substances or both alcohol and controlled substances.”

**4512-0204 Naloxone Distribution Programs for First Responders.** The budget includes the new line item funded at \$1 million for the purchase, administration and training of first-responders and bystander naloxone distribution programs. Funding must be expended to expand distribution by not less than 10 first responder pilot communities and 7 by-stander communities, in communities determined by need and high incidence of overdoses.



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**4512-0210 New Addiction Treatment Services.** The budget included a new line item, funded at \$10 million, to expand the number of clients receiving BSAS services by 10,000 individuals. BSAS must utilize a range of services, including detoxification, clinical stabilization services, residential treatment and outpatient. BSAS must report to the Legislature quarterly on how they plan to use these funds.





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### Executive Office of Health & Human Services (EOHHS)/Office of MassHealth

Line item/program	FY'13 GAA	Final FY'13 Post 9C	FY'14 GAA	FY'14 Spending	Governor's FY'15	House Final FY'15	Senate Final FY'15	FY'15 GAA
<b>4000-0300</b> EOHHS Admin.	\$87,224,888	\$87,244,888	\$91,785,813	\$92,085,813	\$89,758,100	\$90,557,569	\$90,446,479	<b>\$91,557,569</b>
<b>4000-0328</b> State Plan Amend Planning	N/A	N/A	N/A	N/A	N/A	N/A	\$500,000	<b>\$400,000</b>
<b>4000-0500</b> MCOs	\$4,167,478,376	\$4,257,117,147	\$4,500,411,804	\$4,456,036,464	\$4,792,819,941	\$4,792,819,941	\$4,792,819,941	<b>\$4,792,819,941</b>
<b>4000-0700</b> Fee for Service Payments	\$1,957,480,126	\$1,819,111,138	\$2,196,315,039	\$2,160,941,377	\$2,366,012,322	\$2,367,151,217	\$2,381,520,091	<b>\$2,381,458,986</b>
<b>4000-0870</b> Basic	\$178,759,689	\$172,080,738	\$180,437,109	\$161,848,020	Program rolled Into 4000-0940	Program rolled Into 4000-0940	Program rolled Into 4000-0940	<b>Program rolled Into 4000-0940</b>
<b>4000-0940</b> ACA Expansion	-	-	\$448,000,379	\$470,668,500	\$1,702,696,743	\$1,702,696,743	\$1,702,696,743	<b>\$1,702,696,743</b>
<b>4000-0950</b> CBHI	\$221,549,097	\$179,743,708	\$203,200,101	\$203,000,000	\$207,893,295	\$207,371,693	\$207,894,425	<b>\$207,371,693</b>
<b>4000-1405</b> Essential	\$505,998,456	\$466,755,623	\$489,878,244		Program rolled Into 4000-0940	Program rolled Into 4000-0940	Program rolled Into 4000-0940	<b>Program rolled Into 4000-0940</b>



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**4000-0300 Administrative.** The budget funds the EOHHS & MassHealth Administration line item at \$91,557,569, a decrease of over \$500,000 from projected FY14 spending. The account retains recurring language forbidding EOHHS/Center for Health Information and Analysis from implementing provider rate increases in the absence of “all measures possible” under the federal Social Security Act (which includes Medicaid) *“to ensure that rates of payment to providers do not exceed such rates as are necessary to meet only those costs which must be incurred by efficiently and economically operated providers in order to provide services of adequate quality.”* The line item also retains language forbidding expenditures on programs that are not federally reimbursable (including those related to Medicaid, SCHIP, the Section 1115 Waiver or the Community First Section 1115 demonstration waiver) except as for administration of the Executive Office for the equivalent of MassHealth Standard benefits for children under 21 who are in the care/custody of DYS or DCF, for dental benefits provided to clients of DDS who are age 21 or older, or cost containment efforts for which the purposes and amounts have been submitted to Executive Office of Administration and Finance and to the House and Senate Committees on Ways & Means thirty days before making such expenditures.

Language is also retained that permits EOHHS to recover provider overpayments made in the current and prior fiscal years and that permits EOHHS to collect directly from a liable third party any amounts paid to providers, if no other course of recoupment is possible. The account retains language requiring the DMH Commissioner to approve prior authorization and other restrictions on medication used to treat mental illness “in accordance with written policies, procedures and regulations” of DMH. The line item requires the office of Medicaid to provide a two percent rate increase for Medicaid managed care organizations under contract with MassHealth. The line item also includes a \$1 million earmark for costs associated with the purchase and renovation of a mental health and drug and alcohol rehabilitation facility in the town of Petersham.

**4000-0328 State Plan Amendment Planning Funds.** The budget funds a new line item at \$400,000, for MassHealth to pursue and submit applications for new state plan amendments, including the health homes state option under the ACA. MassHealth would be required to report to House and Senate Ways and Means before September 30, 2014 on these projects.

**4000-0500 Managed Care Plans.** This account is funded at \$4,792,819,941, which is equal to both the Governor and House’s recommendations. This is an increase of approximately \$340 million over FY14 projected spending. The line item requires \$8 million be allocated for providers in the PCC mental health and substance abuse plan.

**4000-0700 MassHealth Fee-for-Service Payments.** This account is funded at \$2,381,458,986. This represents an increase of approximately \$221 million over FY14 spending. The line item includes language stating that children who have aged out of the custody of the Department of Children and Families shall be eligible for MassHealth benefits until 21, and states that funds may be used for individuals who qualify for early intervention. The line item includes language permitting EOHHS to reduce premiums and/or co-pays or to offer other incentives to encourage MassHealth members to comply with wellness goals. The budget also retains language permitting the use of funds for disability determination activities, utilization management and review, and patient screenings and evaluations.



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**4000-0870 MassHealth Basic.** This line item and program were eliminated. Individuals covered in the former MassHealth Basic program have been transferred to either MassHealth Standard or the ACA expansion populations funded in 4000-0940.

**4000-0940 ACA Expansion Populations.** This line item is funded at \$1,702,696,743, an increase over last year due to the ACA rollout. The funding level is equal to the recommendations of both the Governor and the House. This line item funds the ACA expansion population, individuals ages 19 through 64 whose incomes are below 133 percent of poverty and now qualify for MassHealth.

**4000-0950 Children's Behavioral Health Initiative.** Funding for this account was increased by \$4.8 million over projected FY14 spending. This line item replaced the Rosie D. Reserve (1599-7050) in the FY10 budget and funding is appropriated for "administrative and program expenses associated with the children's behavioral health initiative...to provide comprehensive community-based behavioral health services to children suffering from severe emotional disturbances."

**4000-1405 MassHealth Essential.** This line item and program were eliminated. Individuals covered in the former MassHealth Essential program have been transferred to the ACA expansion populations funded in 4000-0940.



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### Department of Children and Families (DCF)

Line item/program	FY'13 GAA	Final FY'13 – Post 9C	FY'14 GAA	FY'14 Spending	Governor's FY'15	House Final FY'15	Senate Final FY'15	FY'15 GAA
<b>4800-0015</b> Operations	\$67,351,557	\$67,251,557*	\$68,828,898	\$71,196,589	\$74,637,692	\$74,621,347	\$74,637,692	<b>\$74,871,347</b>
<b>4800-0016</b> Trans. Employ	\$2,000,000	\$2,000,000	\$2,000,000	\$2,000,000	\$2,000,000	\$2,000,000	\$2,000,000	<b>\$2,000,000</b>
<b>4800-0025</b> Foster care	\$2,943,098	\$2,943,098	\$2,995,812	\$2,995,812	\$3,046,024	\$3,028,757	\$3,046,024	<b>\$3,028,757</b>
<b>4800-0030</b> Lead Agencies	\$6,000,000	\$6,000,000	\$6,000,000	\$6,000,000	\$6,030,263	\$0	\$6,030,263	<b>\$6,000,000</b>
<b>4800-0036</b> Sexual abuse	\$697,508	\$697,508	\$698,740	\$698,740	\$698,470	\$698,740	\$698,740	<b>\$698,740</b>
<b>4800-0038</b> Child & Families	\$248,083,481	\$248,083,481	\$249,311,051	\$251,236,051	\$265,393,828	\$266,631,316	\$260,240,865	<b>\$261,553,353</b>
<b>4800-0040</b> Fam Supp Stab.	\$44,573,551	\$44,015,551	\$44,610,551	\$44,610,551	\$44,610,551	\$44,610,551	\$44,685,551	<b>\$44,610,551</b>
<b>4800-0041</b> Group care	\$196,935,991	\$193,128,991	\$206,488,950	\$208,488,950	\$216,417,590	\$216,417,590	\$216,492,590	<b>\$216,417,590</b>
<b>4800-0091</b> Social Worker	\$2,077,119	\$2,077,119	\$2,077,119	\$2,077,119	\$2,094,902	\$2,094,902	\$2,094,903	<b>\$2,094,902</b>
<b>4800-0151</b> Overnight place	\$1,004,678	\$1,004,678	\$1,028,388	\$1,028,388	\$504,388	\$504,388	\$504,388	<b>\$504,388</b>
<b>4800-1100</b> Social worker for case mgmt.	\$166,188,468	\$165,718,468	\$171,921,284	\$173,051,284	\$180,351,997	\$185,351,997	\$182,551,997	<b>\$185,551,997</b>
<b>4800-1400</b> DV Services	\$21,455,430	\$21,022,430	\$22,755,532	\$22,905,532	\$23,198,905	\$23,348,905	\$24,301,437	<b>\$24,448,905</b>
<b>TOTAL</b>	<b>\$759,310,881</b>	<b>\$753,942,881</b>	<b>\$778,991,325</b>	<b>\$786,289,016</b>	<b>\$818,984,610</b>	<b>\$819,308,493</b>	<b>\$817,284,450</b>	<b>\$821,780,530</b>



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The FY15 DCF budget recommendation is an approximately \$35 million increase over projected FY14 spending.

**4800-0015 Operations Account.** This account is funded at \$74,871,347 which is an increase of approximately \$3.6 million over projected FY14 spending. The line item directs DCF to file a number of reports to the legislature on number of children served, length of stay, programming, caseloads, placements, and data specific to each area office.

**4800-0016 Transitional Employment Program.** This account was level-funded at \$2 million. Account language states that DCF may enter into a contract with Roca, Inc. to manage the transitional employment program and “to provide services to participants from the aging-out population, parolees, probationers, youth service releases, or other community residents considered to have employment needs.”

**4800-0030 Service Coordination/Administration.** This account, which funds “lead agencies”, was funded at \$6,000,000, level funded with FY14.

**4800-0038 Services for Children and Families.** This account is funded at approximately \$261.4 million which is an increase of approximately \$10.3 million over FY14 projected spending. Funding is for “guardianship, foster care, adoption, family preservation and kinship services.” The line item includes various earmarks that total approximately \$1.1 million.

**4800-0040 Family Support and Stabilization.** This account, which funds “family prevention and unification services”, is funded at \$44,610,551.

**4800-0041 Group Care.** The budget funds this account at \$216,417,590. This is an increase of approximately \$8 million over projected FY’14 spending and is funded similar to both the Governor and House. The language in the account permits the use of funds “to provide intensive community-based services, including intensive in-home support and stabilization services, to children who would otherwise be placed in residential settings.”

**4800-0151 Placement for Juvenile Offenders.** This account was funded at \$504,388 which is a decrease of \$500,000 over FY14 projected spending. This account funds “alternative overnight non-secure placements for status offenders and nonviolent delinquent youths to prevent the inappropriate use of juvenile cells in police stations for such offenders”.

**4800-1100 Social Worker Case Management.** This account is funded at approximately \$185.5 million which is an increase of \$12.5 million over projected FY14 spending.



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**4800-1400 Domestic Violence Services.** This account is funded at approximately \$24.4 million, an increase of \$1.3 million over projected FY14 spending. This account funds shelter and support services for people at risk for domestic violence as well as for the operation of the New Chardon Street Homeless Shelter. It includes an earmark of \$1.1 million to increase purchased room capacity at current domestic violence shelter providers, and an earmark for \$150,000 to Portal to Hope.



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### Chapter 257 Rate Reserve

Line item/program	FY'13 GAA	Final FY'13 – Post 9C	FY'14 GAA	FY'14 Spending	Governor's FY'15	House Final FY'15	Senate Final FY'15	FY'15 GAA
Chapter 257 Rate Reserve (1599-6903)	\$0	\$0	\$0	\$0	\$25,181,687	\$15,013,791	\$15,013,791	<b>\$15,013,791</b>

**1599-6903. Chapter 247 Rate Reserve.** This line item is for the fiscal year 2015 costs of Chapter 257 of the acts of 2008 rate implementation.

### Human Services Salary Reserve

Line item/program	FY'13 GAA	Final FY'13 – Post 9C	FY'14 GAA	FY'14 Spending	Governor's FY'15	House Final FY'15	Senate Final FY'15	FY'15 GAA
Human Services Salary Reserve	\$20,000,000 (annualized)	\$20,000,000 (annualized)	\$11,500,000*	\$11,500,000	\$0	\$0	<b>\$8,000,000</b>	<b>\$8,000,000</b>

**Human Services Salary Reserve.** The Conference Committee budget included an \$8 million annualized salary reserve (1599-6901).



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### Other Line Items of Interest

Line item/program	FY'12 Spending	FY'13 GAA	Final FY'13 – Post 9C	FY'14 GAA	FY'14 Spending	Governor's FY'15	House Final FY'15	Senate Final FY'15	FY'15 GAA
<b>3000-6075</b> Early Childhood Mental Health	\$750,000	\$750,000	\$750,000	\$750,000	\$750,000	\$750,000	\$750,000	\$750,000	<b>\$750,000</b>
<b>4512-0103</b> DPH HIV/AIDS Program	\$32,097,810	\$32,101,023	\$32,101,023	\$32,108,793	\$32,275,996	\$32,109,847	\$32,222,505	\$32,229,847	<b>\$32,229,847</b>
<b>4512-0106</b> DPH HIV/AIDS Drug Assistance Program	\$7,500,000	\$7,500,000	\$7,500,000	\$7,500,000	\$7,500,000	\$7,500,000	\$7,500,000	\$7,500,000	<b>\$7,500,000</b>
<b>4512-0225</b> DPH Compulsive Gamblers	\$1,270,000	\$1,830,000	\$1,270,000	\$1,500,000	\$1,500,000	\$1,500,000	\$1,500,000	\$1,500,000	<b>\$1,500,000</b>
<b>4513-1026</b> DPH Statewide Suicide Prevention	\$3,569,443	\$3,820,455	\$3,839,455	\$3,863,305	\$3,863,305	\$3,864,876	\$4,000,000	\$3,866,719	<b>\$4,000,000</b>
<b>7004-9033</b> DHCD Rental Subsidies for DMH consumers	\$4,000,000	\$4,000,000	\$4,000,000	\$4,125,000	\$4,150,000	\$4,150,000	\$5,125,000	\$4,000,000	<b>\$5,125,000</b>
<b>7010-0060</b> New grants for BH counselors in schools	N/A	N/A	N/A	N/A	N/A	N/A	N/A	\$5,000,000	<b>\$5,000,000</b>





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### Outside Sections

**SECTION 18. Proprietary Medical Information Disclosure.** Amends provisions of the 2012 Health Care Reform Act by requiring that utilization review criteria, medical necessity criteria and protocols be made available by the Office of Patient Protection within the Health Policy Commission and by the Division of Insurance, upon request and free of charge; establishes that licensed, proprietary criteria and protocols purchased by a carrier are not public records and need not be disclosed to the public; however, licensed, proprietary criteria relevant to particular treatments and services must be disclosed to insureds, prospective insureds and health care providers upon request.

**SECTION 25. Community First Trust Fund.** Establishes a Community First Trust Fund to be expended on non-institutionally-based long-term services and supports; caps the amount that the Secretary of EOHHS may expend from the fund at \$16 million; allows the Secretary to enter into interagency service agreements to comply with the state balancing incentive payment program under the Affordable Care Act.

**SECTION 37. Sober Homes.** Requires the Bureau of Substance Abuse Services to establish a voluntary training and accreditation program for operators of sober homes, to post information relative to such accredited homes, to inform DPH, judges and the Parole Board that referrals may only be made to accredited sober homes and to restrict state agencies and vendors with statewide contracts to provide referrals only to accredited sober homes.

**SECTION 38, 141, 147, 156, 157, 158, 159, 179. Certified Alcohol and Drug Free Housing.** Requires all BSAS regulated discharge planning, including acute treatment/detox services, to only refer to certified alcohol and drug free programs. Also requires all judges issuing alcohol and drug free housing as a condition of probation, the parole board, sheriffs holding pretrial detainees and probation officers, to require individuals use certified alcohol and drug free housing.

**SECTION 39. DCF Social Worker Licensure.** Amends provisions relative to the powers and duties of the Commissioner of DCF to require that all social workers employed by DCF obtain a licensure as certified social workers within the first 3 years of employment and to attend 30 hours of paid professional development training annually, unless such provision is inconsistent with applicable collective bargaining agreements.

**SECTION 125. School Substance Abuse Policy.** Requires each public school to have a policy regarding substance abuse prevention and the education of its students about the dangers of such abuse. ***Governor sent back with amendment regarding second section of Section 125. Legislature overrode his amendment.***

**SECTION 130. Controlled Substance Analogue.** Defines a controlled substance analogue and punishes the possession, distribution, manufacture and trafficking of a controlled substance analogue as if it were the controlled substance that it mimics.



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**SECTION 131. Expanding Prescription Drug Monitoring to Physician Assistants and Advanced Practice Registered Nurses.** Authorizes physician assistants and advanced practice registered nurses to participate in the prescription drug monitoring program.

**SECTION 132. Naloxone Standing Order.** Defines an "opioid antagonist" as the drug naxolone, and subsequently authorizes a licensed pharmacist to dispense naxolone in the reversal of overdoses caused by opioids without a prescription. The pharmacist must attend a special training program must provide DPH with annual documentation.

**SECTION 133. Synthetic Marijuana.** Includes synthetic marijuana as a Class C controlled substance.

~~**SECTION 134. Sentencing for Heroin Trafficking.** Amends provisions pertaining to sentencing for those convicted of opiate trafficking by increasing the maximum sentence from 20 years to 30 years~~ **Governor vetoed.**

**SECTION 137. Substance Abuse Services Fund.** Establishes a Substance Abuse Services Fund to support the expansion of substance use disorder treatment services and requires that the Commissioner of DPH report quarterly to A&F and the Legislature on spending, services provided.

**SECTION 152. Background Check, Requirements for DCF.** Requires DCF to conduct state and national fingerprint- based background checks and Sex Offender Registry checks of all foster parents and others who have the potential for unsupervised contact with children.

**SECTION 155. Section 35 Evaluation by Social Workers.** Amends provisions relative to Section 35's by providing that, in addition to examination by a qualified physician or psychologist, the court may order examination of the person who is the subject of the petition by a social worker to aid the court in determining whether or not to commit such person.

**SECTION 172. Utilization Review Criteria Disclosure.** Requires certain health insurance carriers to disclose its utilization review criteria including licensed, proprietary criteria relevant to particular treatments and services to insureds, prospective insureds and health care providers, upon request.

**SECTION 173. Medical Necessity Criteria.** Requires that certain health insurance carriers and utilization review organizations apply their medical necessity guidelines criteria consistently and post those guidelines on its website to insureds, prospective insureds and health care providers.

**SECTION 180. Pretrial Diversion.** Amends provisions relative to pre-trial diversion programs to include substance use disorder treatment as an authorized rehabilitative program that the Commission of Probation may certify or approve for pre-trial diversion program participants.



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**SECTION 188. Contracts for Behavioral Health Carve-outs.** Requires managed care organizations file with MassHealth any contracts or subcontracts for behavioral health services by specialty behavioral health organizations to MassHealth members; and requires that MassHealth disclose those contracts upon request.

**SECTION 207. Bridgewater State Hospital Working Group.** Establishes a legislative-executive working group, relative to Bridgewater State Hospital, to study the provision of mental health services, the care and protection of those housed at the hospital and the development and implementation of specialized or general training requirements for all hospital employees coming into contact with patients.

**SECTION 209. Public Awareness Campaign for Substance Abuse.** Directs DPH to conduct a public awareness campaign on substance abuse prevention; requires the Department to place public service announcements through the Office of Outdoor Advertising; specifies several types of information such announcements should include.

**SECTION 210. Substance Abuse School Policy Task Force.** Directs DESE, in conjunction with DPH, to create a task force to develop a model alcohol, tobacco and drug use prevention and education policy for school districts; articulates several components to be included in the model policy; requires the Task Force to file its report with the legislature no later than March 2, 2015.

**SECTION 213. MassHealth Dental.** Authorizes EOHHS to include certain dental services within its covered services for adults but at least 45 days before restructuring any MassHealth dental benefits, EOHHS must notify ANF and the Legislature of the proposed changes and the anticipated fiscal impact of the changes.

**SECTION 215. Inspector General's Audits of MassHealth Program.** Authorizes the Office of the Inspector General to maintain a health safety net audit unit within the Health Safety Net office.

**SECTION 219. Emergency Review of DCF.** Directs the Office of the Child Advocate, in consultation with the Inspector General and the Attorney General, to conduct an emergency review of the office management, recordkeeping and background check policies of DCF. Directs the Office to develop best business practices and management recommendations to ensure the improved administration of the Department; lists several specific areas for review and recommendations; authorizes the Office, subject to appropriation, to retain an independent third party expert or consultant to assist in the review; requires the Office to file a preliminary report with the legislature before July 31, 2014.

**SECTION 227. MassHealth Status of Inmates.** Requires that the Office of Medicaid reevaluate every inmates' eligibility for MassHealth benefits, suspend MassHealth benefits for those determined ineligible, and reactivate such benefits for those inmates upon release from incarceration.



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**SECTION 230. Behavioral Health Services Study.** Creates a fourteen member special task force, chaired by the Executive Director of the Center for Health Information and Analysis, to review the delivery of behavioral health services by health care providers. Directs the task force to submit its report, including regulatory and legislative recommendations, to the Health Policy Commission, The Joint Committee on Mental Health and Substance Abuse, and the Joint Committee on Health Care Financing on or before July 1, 2015. **ABH is a member of the taskforce.**

**SECTION 231. Mental Health and Substance Abuse Services Reporting Mechanisms Task Force.** Establishes a special task force to implement new reporting mechanisms for the collection of information related to the provision of mental health or substance abuse services; requires that the task force consider the collection and coordination of current ER case mix reporting and develop a statewide plan to collect and centralize certain specified information relative to: ER visits and the reasons therefore, lengths of time between ER admission and evaluation by an attending and between ER admission decisions and the departure time to post-emergency treatment, the number of emergency service provider evaluations and response times, whether patients' insurers require prior authorization and the length of time between submitting authorization and the insurer's response and the types of insurance and carriers and numbers of patients who are or were DMH, DCF or DDS clients; and requires that the report and any recommendations be filed by May 1, 2015. References the Mental Health Advisory Committee.

**SECTION 232. Special Commission on Use of Opiate Medications.** Establishes an eight member Special Commission to study and establish recommendations to promote the safe and appropriate use of opiate medications by patients that may be employed by state agencies and the private sector companies who provide insurance coverage.

**SECTION 263. Chapter 257 Report.** Requires the EOHHS Secretary to file a report with A&F and the Ways & Means Committees on the implementation of 2008 provisions relative to rates for human and social services providers. Articulates several categories of information to be included in the report, which must be filed no later than March 2, 2015.