

# The Child Mental Health Treatment Act



**COLORADO**  
Office of Behavioral Health  
Department of Human Services

# Today's Presentation:



- What the Child mental Health Treatment Act (CMHTA) really is
- How CMHTA helps non-Medicaid and Medicaid Children
- How to Access CMHTA
- How to appeal decisions
- Child Welfare and CMHTA



# INTRODUCTION to CMHTA

# What is the Child Mental Health Treatment Act?

- Other names: HB 1116 and SB 230
- **1. A treatment resource for families of eligible children**
- **2. An alternative to unwarranted child welfare involvement**
- **3. A family preservation and reunification program**

# At Minimum What Does the Child Mental Health Treatment Act Provide?

## Non-Medicaid

## Medicaid

Services:

Timely Assessment and Decision for Community and/or Residential

Timely Assessment and Decision for Residential Treatment

Appeals:

CDHS Appeal Process

CDHS Appeal Process in Addition to the Medicaid Process

Funding:

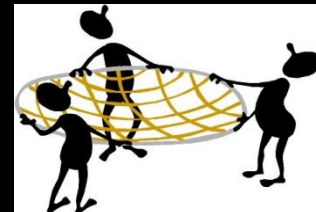
CDHS Funding for Mental Health Services

HCPF Funding for Mental Health Services



# What CMHTA Can Provide:

- **Non-Medicaid:** Access to an assessment for, and possible approval of, community, residential, and transitional treatment services
  - Funded in part by Medicaid, General Fund, and Tobacco dollars
- **Medicaid:** Access to an assessment for residential services only
  - Funded by Capitated Medicaid
  - Non-Medicaid funding is not available to Medicaid children



# Medicaid Eligible Children

For residential requests only



Colorado Medicaid (HCPF)  
Definition of Medical Necessity  
for Each Service



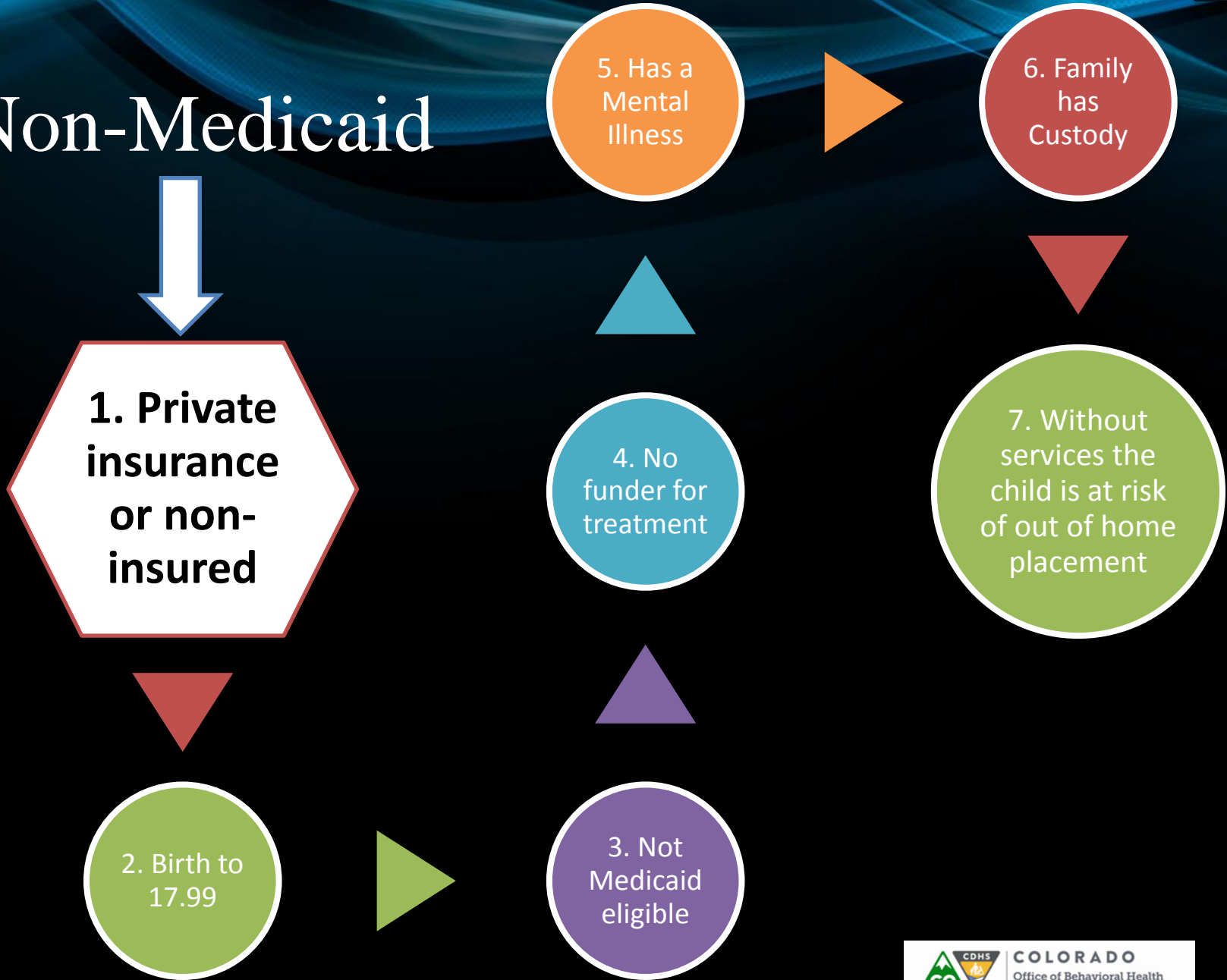
Each Behavioral Health  
Organization Further Clarifies  
Definition



Contract with Definition of  
Medical Necessity

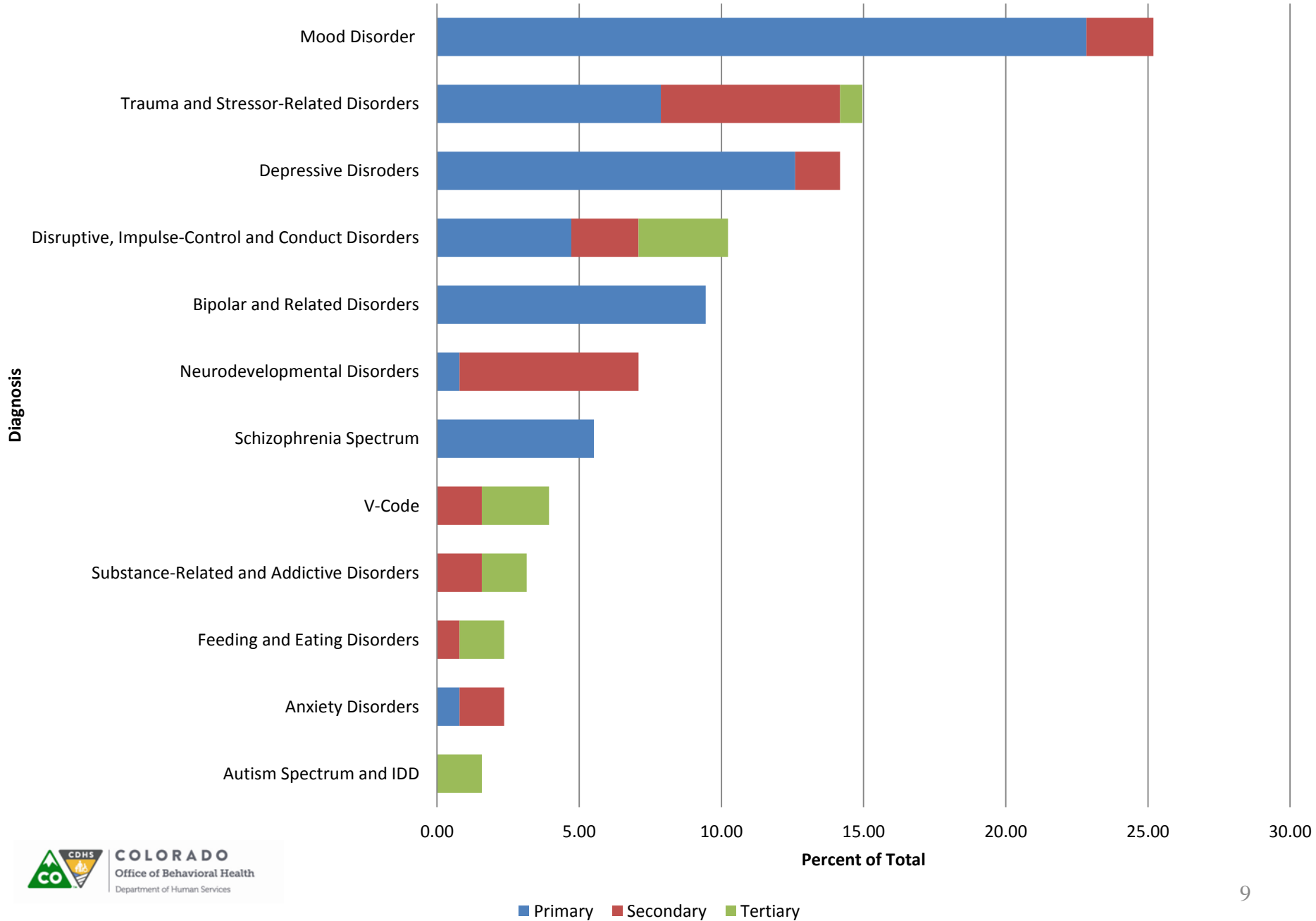


# Non-Medicaid

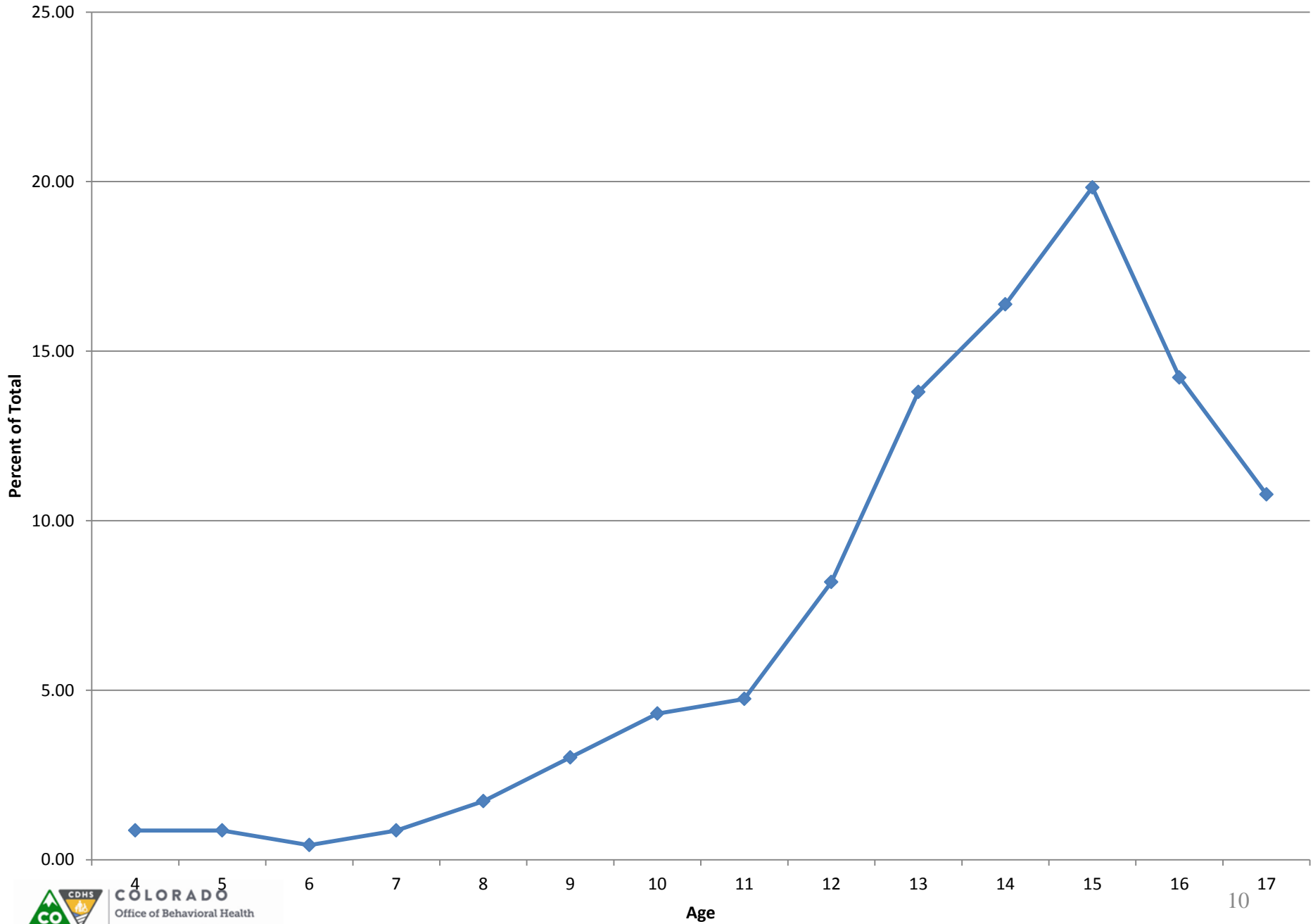




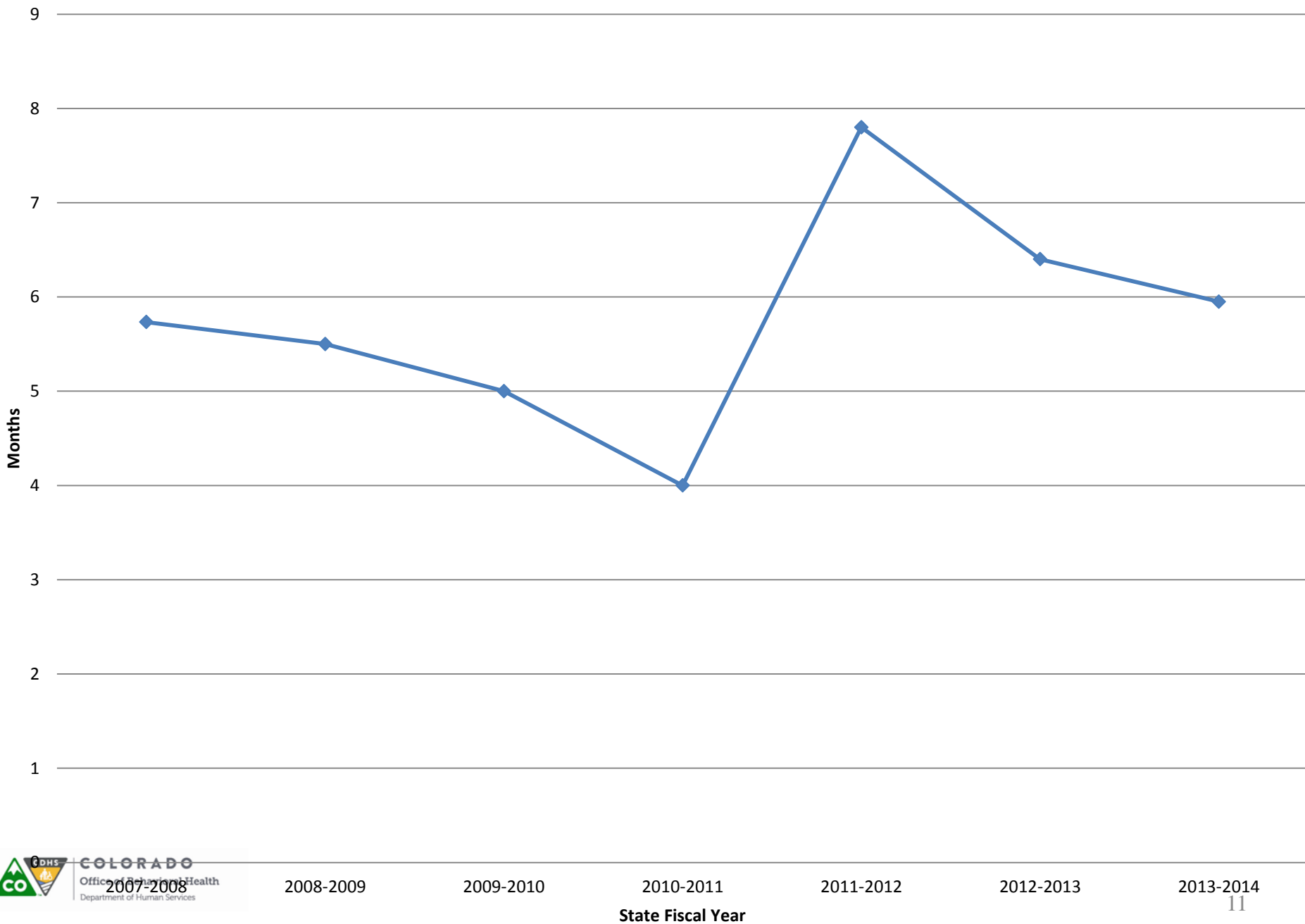
# Non-Medicaid CMHTA Diagnosis SFY 2007-2014



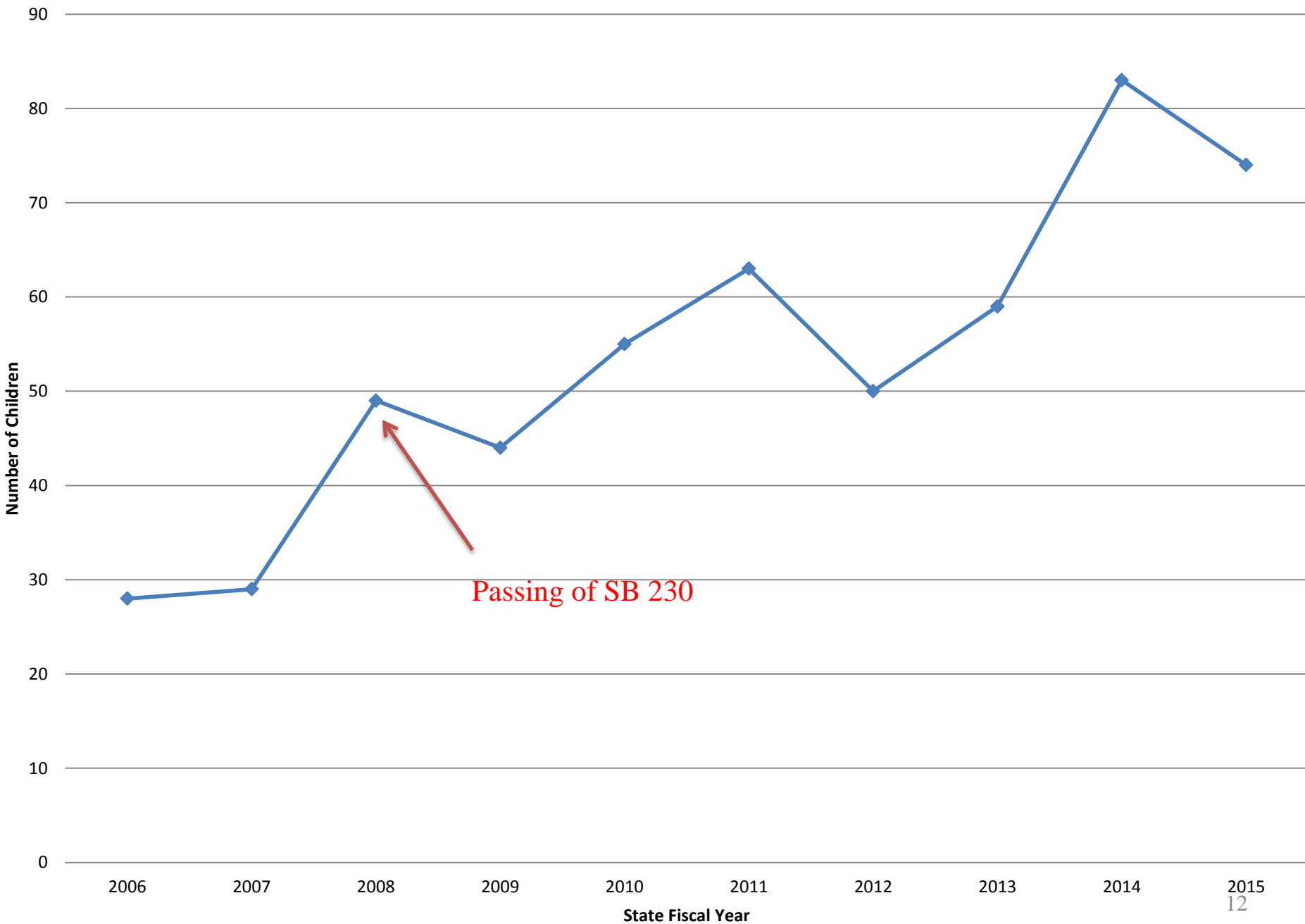
# Non-Medicaid CMHTA SFY 2007-2014 Age at Assessment



# Median Length of Stay by SFY and Service Level Type



# Total Number of Non-Medicaid CMHTA Children Served Per State Fiscal Year



# Some of What's Covered for Non-Medicaid...

Non-Medicaid



# ASSESSMENT



Non-Medicaid

Medicaid



# Points of Access

- Each Community Mental Health Center has a designated CMHTA liaison.
- Medicaid: can call Mental Health Center or BHO
- Only responsible person (parent) can request an assessment.



Non-Medicaid

Medicaid

# Assessment and Notification Time Frames

Situation	Time*
Emergent	Within 6 hours
Urgent	Within 24 hours
<u>Routine</u>	<u>Within 3 days</u>

\*Notification may be extended to 14 days if the parent is in agreement



Non-Medicaid

Medicaid

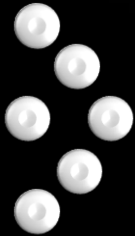
Face to Face Mental Health Evaluation



Records Review

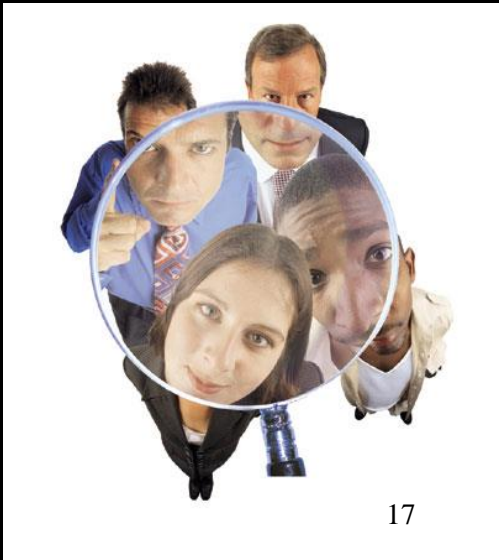


Assessment Process



Decision

Phone Consultation



# APPROVAL

Now What?



# Approved for Community Based Care (non- Medicaid)

1. Liaison helps find a provider
2. Services begin promptly
3. Family pays Parental Fee
  1. Based on monthly income and number of children in the home
4. CMHTA pays remainder of costs



# Fee Structure

- Household income: \$55,000 per year
- Fee for Residential
  - 1 child living in the home: \$726 per month
  - 2 children living in the home: \$501 per month
  - 3 Children living in the home: \$425 per month
- Fee for Community based care
  - 1 child: 12% of total care, max of \$363
  - 2 children: 8% of total care, max of \$250
  - 3 Children: 7% of total care, max of \$212



# Approved: Residential (non- Medicaid)

Non-  
Medicaid

1. Liaison helps find a provider
2. Child enters treatment center
3. Family applies for SSI
  - Once approved the child gets Fee-For-Service Medicaid
4. Parents pay fee agreement (starting the first month)
5. CMHTA pays remainder of costs
6. Link to residential providers:

<http://www.colorado.gov/cs/Satellite/CDHS-BehavioralHealth/CBON/1251641605227>

# CMHC Roles and Responsibilities for non-Medicaid Children

- Assessments
- Determines families ability to pay and financial responsibilities
- Submit plan of care to OBH
- Provide necessary services
- **Care management**



# Family Roles and Responsibilities

Non-Medicaid



- Participate in all program aspects
- Pay providers according to Fee Agreement
- Residential:
  - Apply for SSI on child's behalf





# Approved: Residential (Medicaid)

Medicaid

1. Liaison informs the BHO who then approves or denies
2. Child enters treatment center
3. BHO pays for costs





# DENIAL



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# Denial

Non-Medicaid

Medicaid

Denied

- Family is denied services with CMHTA

Initial Appeal

- Family can appeal to the agency (CMHC/BHO)

Then family can appeal to the state

- Medicaid: CDHS and or/ALJ
- Non-Medicaid: CHDS



## Supplemental Security Income (SSI) Denial (non-Medicaid Residential)

- Family can appeal with the Social Security Administration but CMHTA will no longer be able to fund residential treatment
- CMHTA will pay the first 30 days of treatment



# HUMAN / SOCIAL SERVICES

# MH Agency County Referrals

Non-Medicaid

Medicaid

Referring Agency	Reason	Action
Community Mental Health Center (CMHC)	<ol style="list-style-type: none"> <li>1. Suspected abuse or neglect</li> </ol>	<ol style="list-style-type: none"> <li>1. DHS determines if an assessment is warranted</li> <li>2. Meets with family and CMHC within 10 days</li> </ol>
County Department of Human Services (DHS) [19-3-308 (1.5) (b), C.R.S.]	<ol style="list-style-type: none"> <li>1. Family issues may be attributed to child's MH status rather than abuse and neglect,</li> <li>2. CMHTA services may be more appropriate</li> </ol>	<ol style="list-style-type: none"> <li>1. Parents still requests an evaluation</li> <li>2. DHS meets with family and CMHC within 10 days</li> </ol>





Non-Medicaid

Medicaid

# Interagency Dispute Resolution

An agency requests state level mediation

May be in writing within 5 calendar days

Within 10 days, CDHS convenes a committee

Each side will present its position written or verbally

Committee has 5 working days to issue its Decision

Decision is final



# **Additional Information Please Contact:**

**Andrew Gabor, MA, LPC**

**Manager, Child Mental Health Treatment Act**

**Office of Behavioral Health**

**3824 W. Princeton Avenue**

**Denver, CO 80236**

**Email: [Andrew.Gabor@state.co.us](mailto:Andrew.Gabor@state.co.us)**

**Phone: 303-866-7422**

**Fax: 303-866-7481**

**[www.cdhs.state.co.us](http://www.cdhs.state.co.us)**



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