

1                   **CONCURRENT RESOLUTION ON THE PAYMENT FOR**  
2                   **TREATMENT IN AN INSTITUTION FOR MENTAL**  
3                   **ILLNESS**

4                   2019 GENERAL SESSION

5                   STATE OF UTAH

6                   **Chief Sponsor: Lincoln Fillmore**

7                   House Sponsor: Brad M. Daw

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9                   **LONG TITLE**

10                  **General Description:**

11                  This concurrent resolution urges Congress to extend Medicaid coverage beyond 15 days  
12                  for services provided in certain settings to adults with serious mental illness.

13                  **Highlighted Provisions:**

14                  This resolution:

15                  ▶ urges Congress to extend Medicaid coverage beyond 15 days for services provided  
16                  in certain settings to adults with serious mental illness.

17                  **Special Clauses:**

18                  None

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20                  *Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:*

21                  WHEREAS, the scope of medical and behavioral health care services covered by Utah's  
22                  Medicaid program is determined in large measure by federal law;

23                  WHEREAS, for many years, federal law has prohibited coverage of services provided  
24                  to adults with serious mental illness in an institution for mental disease (IMD), which is an  
25                  inpatient residential facility having more than 16 beds;

26                  WHEREAS, the federal prohibition long ago achieved its intended purpose of shifting  
27                  treatment of mental illness from IMDs to outpatient and small residential inpatient settings;

28                  WHEREAS, in 2016, federal regulators authorized coverage of services provided in  
29                  IMDs for up to 15 days in a month under certain circumstances;

30 WHEREAS, treatment for more than 15 days in the Utah State Hospital, specialty  
31 psychiatric hospitals, or other IMDs is still the most medically appropriate intervention for a  
32 small number of Utahns who do not respond to outpatient treatment, inpatient treatment in a  
33 small residential setting, or short-term treatment in an IMD;

34 WHEREAS, many of these individuals are ravaged by the recurring effects of serious  
35 mental illness because they are unable to receive appropriate treatment in an IMD, due to the  
36 federal coverage limit;

37 WHEREAS, the federal government and the state of Utah unnecessarily expend  
38 significant sums of public revenue by repeatedly arresting, incarcerating, treating, and housing  
39 a small number of individuals who fail to receive appropriate treatment for a serious mental  
40 illness; and

41 WHEREAS, society suffers when those who could be restored to a stable, fulfilling life  
42 go untreated due to outdated policies:

43 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, the  
44 Governor concurring therein, urges Congress to extend Medicaid coverage beyond 15 days for  
45 services provided in an IMD to adults with serious mental illness.

46 BE IT FURTHER RESOLVED that a copy of this resolution be sent to Utah's  
47 congressional delegation and the United States Secretary of Health and Human Services.