

SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]

HOUSE BILL NO. 1894

95TH GENERAL ASSEMBLY

4661L.01T

2010

AN ACT

To repeal sections 208.453, 630.060, and 630.220, RSMo, and to enact in lieu thereof three new sections relating to certain mental health services.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 208.453, 630.060, and 630.220, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 208.453, 630.060, and 630.220, to read as follows:

208.453. Every hospital as defined by section 197.020, RSMo, except [public hospitals which are operated primarily for the care and treatment of mental disorders and] any hospital operated by the department of health and senior services, shall, in addition to all other fees and taxes now required or paid, pay a federal reimbursement allowance for the privilege of engaging in the business of providing inpatient health care in this state. For the purpose of this section, the phrase "engaging in the business of providing inpatient health care in this state" shall mean accepting payment for inpatient services rendered. The federal reimbursement allowance to be paid by a hospital which has an unsponsored care ratio that exceeds sixty-five percent or hospitals owned or operated by the board of curators, as defined in chapter 172, RSMo, may be eliminated by the director of the department of social services. The unsponsored care ratio shall be calculated by the department of social services.

630.060. **1.** The department shall seek and encourage cooperation and active participation of communities, counties, organizations, agencies, private and not-for-profit corporations and individuals in the effort to establish and maintain quality programs and services for persons affected by mental disorders, developmental disabilities or alcohol or drug abuse. The department shall develop programs of public information and education for this purpose.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

6 **2. The department shall cooperate with and may directly contract with all state**
7 **agencies, local units of government, and any of the governor's advisory councils or**
8 **commissions, or their successor agencies, and with the Missouri Mental Health Foundation,**
9 **or its successor entity, in delivery of programs designed to improve public understanding**
10 **of attitudes toward mental disorders, developmental disabilities, and alcohol and drug**
11 **abuse pursuant to subdivision (3) of subsection 1 of section 630.020. For purposes of this**
12 **section, the contracting process of the department with these entities need not be governed**
13 **by the provisions of chapter 34.**

630.220. For all debts and demands whatsoever to any of the residential facilities or day
2 programs subject to the control of the department, and for all damages for failure of contract, for
3 trespass and other wrongs to a facility operated by the department, or any of its property thereof,
4 real or personal, actions in any court of competent jurisdiction may be maintained in the name
5 of the director. Interest shall be recovered on any and all sums due any facility or program
6 operated or funded by the department on account of any patient or resident thereof, the account
7 therefor, certified by the [head of the facility, with the seal of the institution attached,] **director**
8 **or the director's designee** shall be prima facie evidence of the amount due.

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