

# HOUSE BILL NO. 1149

## 103RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE BYRNES.

2440H.011

JOSEPH ENGLER, Chief Clerk

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### AN ACT

To amend chapter 631, RSMo, by adding thereto one new section relating to dual diagnosis treatment centers, with penalty provisions.

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

Section A. Chapter 631, RSMo, is amended by adding thereto one new section, to be  
2 known as section 631.180, to read as follows:

**631.180. 1. As used in this section, the following terms mean:**

2 (1) "Dual diagnosis treatment", treatment for both:

3 (a) Substance use disorders; and

4 (b) Mental disorders or mental illnesses;

5 (2) "Dual diagnosis treatment center", any facility that holds itself out to the  
6 public as providing dual diagnosis treatment;

7 (3) "Medication management", the ongoing monitoring and adjustment of  
8 medication prescribed for substance use disorders and mental disorders or mental  
9 illnesses including, but not limited to:

10 (a) Assessing the effectiveness of the medication;

11 (b) Monitoring for side effects and interactions;

12 (c) Adjusting dosages as needed; and

13 (d) Ensuring patient adherence to medication regimens;

14 (4) "Mental disorder", the same meaning given to the term in section 630.005;

15 (5) "Mental illness", the same meaning given to the term in section 630.005;

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.

16           **(6) "Substance use disorder", a condition characterized by a pattern of**  
17 **substance use leading to clinically significant impairment or distress, as defined in the**  
18 **most recent edition of the Diagnostic and Statistical Manual of Mental Disorders (DSM).**

19           **2. Every dual diagnosis treatment center operating in this state shall actively**  
20 **manage medications prescribed for each of its patients to ensure medication compliance.**  
21 **This requirement shall include, at a minimum, the following activities:**

22           **(1) Establishing a system for tracking medication prescriptions and refills;**

23           **(2) Conducting regular medication reviews with patients to assess effectiveness,**  
24 **side effects, and adherence;**

25           **(3) Providing education and support to patients regarding their medications;**

26           **(4) Collaborating with pharmacists and other health care providers to ensure**  
27 **safe and effective medication management; and**

28           **(5) Maintaining accurate records of medication management activities.**

29           **3. Dual diagnosis treatment centers shall adhere to the following treatment**  
30 **standards:**

31           **(1) Treatment plans shall be developed and implemented in a way that addresses**  
32 **both substance use disorders and mental disorders or mental illnesses in an integrated**  
33 **manner;**

34           **(2) Treatment approaches shall be based on evidence-based practices that have**  
35 **been demonstrated to be effective for dual diagnosis populations;**

36           **(3) Treatment plans shall be individualized to meet the unique needs of each**  
37 **patient; and**

38           **(4) Treatment shall be provided in a patient-centered manner, with a focus on**  
39 **patient autonomy and shared decision-making.**

40           **4. A facility shall not advertise or hold itself out to the public as providing dual**  
41 **diagnosis treatment unless the facility meets the requirements of this section for dual**  
42 **diagnosis treatment centers. Advertising and marketing materials of a dual diagnosis**  
43 **treatment center shall accurately reflect the services offered by the facility and shall not**  
44 **make false or misleading claims. A dual diagnosis treatment center shall clearly disclose**  
45 **its licensure status and any relevant accreditation or certification in its advertising and**  
46 **marketing materials.**

47           **5. The department of mental health shall enforce the provisions of this section.**  
48 **A violation of any of the requirements of this section by a facility licensed under sections**  
49 **630.705 to 630.760 shall be deemed a violation of sections 630.705 to 630.760, and any**

50 facility violating such requirements shall be subject to all penalties, remedies, and  
51 procedures provided in sections 630.705 to 630.760.

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