

115TH CONGRESS
2D SESSION

S. _____

To encourage the use of family-focused residential treatment programs for substance use disorder treatment.

IN THE SENATE OF THE UNITED STATES

Mr. SCOTT (for himself and Mr. MENENDEZ) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To encourage the use of family-focused residential treatment programs for substance use disorder treatment.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Supporting Family-
5 Focused Residential Treatment Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) **FAMILY-FOCUSED RESIDENTIAL TREAT-**
9 **MENT PROGRAM.**—The term “family-focused resi-
10 dential treatment program” means a trauma-in-

1 formed residential program primarily for substance
2 use disorder treatment for pregnant and postpartum
3 women and parents and guardians that allows chil-
4 dren to reside with such women or their parents or
5 guardians during treatment to the extent appro-
6 priate and applicable.

7 (2) **MEDICAID PROGRAM.**—The term “Medicaid
8 program” means the program established under title
9 XIX of the Social Security Act (42 U.S.C. 1396 et
10 seq.).

11 (3) **SECRETARY.**—The term “Secretary” means
12 the Secretary of Health and Human Services.

13 (4) **TITLE IV–E PROGRAM.**—The term “title
14 IV–E program” means the program for foster care,
15 prevention, and permanency established under part
16 E of title IV of the Social Security Act (42 U.S.C.
17 670 et seq.).

18 **SEC. 3. GUIDANCE ON FAMILY-FOCUSED RESIDENTIAL**
19 **TREATMENT PROGRAMS.**

20 (a) **IN GENERAL.**—Not later than 180 days after the
21 date of enactment of this Act, the Secretary, in consulta-
22 tion with divisions of the Department of Health and
23 Human Services administering substance use disorder or
24 child welfare programs, shall develop and issue guidance
25 to States identifying opportunities to support family-fo-

1 cused residential treatment programs for the provision of
2 substance use disorder treatment. Before issuing such
3 guidance, the Secretary shall solicit input from representa-
4 tives of States, health care providers with expertise in ad-
5 diction medicine, obstetrics and gynecology, neonatology,
6 child trauma, and child development, recipients of family-
7 focused treatment services, and other relevant stake-
8 holders.

9 (b) **ADDITIONAL REQUIREMENTS.**—The guidance re-
10 quired under subsection (a) shall include descriptions of
11 the following:

12 (1) Existing opportunities and flexibilities
13 under the Medicaid program, including under waiv-
14 ers authorized under section 1115 or 1915 of the
15 Social Security Act (42 U.S.C. 1315, 1396n), for
16 States to receive Federal Medicaid funding for the
17 provision of substance use disorder treatment for
18 pregnant and postpartum women and parents and
19 guardians and, to the extent applicable, their chil-
20 dren, in family-focused residential treatment pro-
21 grams.

22 (2) How States can employ and coordinate
23 funding provided under the Medicaid program, the
24 title IV-E program, and other programs adminis-
25 tered by the Secretary to support the provision of

1 treatment and services provided by a family-focused
2 residential treatment facility such as substance use
3 disorder treatment and services, including medica-
4 tion-assisted treatment, family, group, and indi-
5 vidual counseling, case management, parenting edu-
6 cation and skills development, the provision, assess-
7 ment, or coordination of care and services for chil-
8 dren, including necessary assessments and appro-
9 priate interventions, non-emergency transportation
10 for necessary care provided at or away from a pro-
11 gram site, transitional services and supports for
12 families leaving treatment, and other services.

13 (3) How States can employ and coordinate
14 funding provided under the Medicaid program and
15 the title IV–E program (including as amended by
16 the Family First Prevention Services Act enacted
17 under title VII of division E of Public Law 115–123,
18 and particularly with respect to the authority under
19 subsections (a)(2)(C) and (j) of section 472 and sec-
20 tion 474(a)(1) of the Social Security Act (42 U.S.C.
21 672, 674(a)(1)) (as amended by section 50712 of
22 Public Law 115–123) to provide foster care mainte-
23 nance payments for a child placed with a parent who
24 is receiving treatment in a licensed residential fam-
25 ily-based treatment facility for a substance use dis-

- 1 order) to support placing children with their parents
- 2 in family-focused residential treatment programs.