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.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

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

SEC. 2. DEFINITIONS.

In this Act:

(1) FAMILY-FOCUSED RESIDENTIAL TREATMENT PROGRAM.—The term “family-focused residential treatment program” means a trauma-in-
formed residential program primarily for substance
use disorder treatment for pregnant and postpartum
women and parents and guardians that allows chil-
dren to reside with such women or their parents or
guardians during treatment to the extent appro-
priate and applicable.

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

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

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

SEC. 3. GUIDANCE ON FAMILY-FOCUSED RESIDENTIAL
TREATMENT PROGRAMS.

(a) IN GENERAL.—Not later than 180 days after the
date of enactment of this Act, the Secretary, in consulta-
tion with divisions of the Department of Health and
Human Services administering substance use disorder or
child welfare programs, shall develop and issue guidance
to States identifying opportunities to support family-fo-
cused residential treatment programs for the provision of
substance use disorder treatment. Before issuing such
guidance, the Secretary shall solicit input from representa-
tives of States, health care providers with expertise in ad-
diction medicine, obstetrics and gynecology, neonatology,
child trauma, and child development, recipients of family-
focused treatment services, and other relevant stake-
holders.

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

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

(2) How States can employ and coordinate
funding provided under the Medicaid program, the
title IV-E program, and other programs adminis-
tered by the Secretary to support the provision of
treatment and services provided by a family-focused residential treatment facility such as substance use disorder treatment and services, including medication-assisted treatment, family, group, and individual counseling, case management, parenting education and skills development, the provision, assessment, or coordination of care and services for children, including necessary assessments and appropriate interventions, non-emergency transportation for necessary care provided at or away from a program site, transitional services and supports for families leaving treatment, and other services.

(3) How States can employ and coordinate funding provided under the Medicaid program and the title IV–E program (including as amended by the Family First Prevention Services Act enacted under title VII of division E of Public Law 115–123, and particularly with respect to the authority under subsections (a)(2)(C) and (j) of section 472 and section 474(a)(1) of the Social Security Act (42 U.S.C. 672, 674(a)(1)) (as amended by section 50712 of Public Law 115–123) to provide foster care maintenance payments for a child placed with a parent who is receiving treatment in a licensed residential family-based treatment facility for a substance use dis-
order) to support placing children with their parents in family-focused residential treatment programs.