

House Concurrent Resolution No. 5031

By Joint Committee on Kansas Security

2-1

1 A CONCURRENT RESOLUTION urging the United States Department
2 of Defense to reevaluate the types of treatment facilities where the
3 TRICARE military health care program provides coverage of substance
4 abuse treatment and to seriously consider allowing coverage in less
5 restrictive outpatient environments.

6 WHEREAS, The United States Department of Defense requires that
7 substance abuse treatment, referred to as substance use disorder treatment
8 (SUD), covered by the TRICARE military health care program must be
9 provided in an authorized hospital or a treatment program in an authorized
10 freestanding or hospital-based substance abuse treatment program; and

11 WHEREAS, Kansas community mental health centers are not hospitals
12 and do not meet the requirements for freestanding or hospital-based
13 substance abuse treatment programs; and

14 WHEREAS, Restrictions on the types of facilities where TRICARE
15 SUD treatment may be provided were adopted in the late 1970s, while
16 current treatment models permit active treatment in less restrictive
17 outpatient environments; and

18 WHEREAS, Other insurers provide coverage of substance abuse
19 treatment provided to many Kansans by community mental health centers
20 and other state licensed community-based providers; and

21 WHEREAS, The military is facing growing demand for substance
22 abuse and mental health services and their own SUD treatment programs
23 are routinely reserved for active duty service members; and

24 WHEREAS, Kansans covered by TRICARE are dispersed throughout
25 the state, many in areas where there are few, if any, SUD treatment
26 providers: Now, therefore,

27 *Be it resolved by the House of Representatives of the State of Kansas,*
28 *the Senate concurring therein:* That the Legislature urges the United States
29 Department of Defense to reevaluate requirements placed on the types of
30 facilities where TRICARE provides coverage of SUD treatment and give
31 serious consideration to allowing coverage of treatment provided in less
32 restrictive outpatient environments, including community mental health
33 centers and other state licensed community-based providers, without
34 regard to whether the client has a mental health diagnosis; and

35 *Be it further resolved:* That the Secretary of State is directed to send
36 enrolled copies of this resolution to the President of the United States, to

1 the United States Secretary of Defense and to each member of the Kansas
2 Congressional delegation.
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