SEC. 308. INCREASING THE APPLICABLE FMAP FOR STATE EXPENDITURES ATTRIBUTABLE TO CERTAIN BEHAVIORAL HEALTH SERVICES.

Section 1905 of the Social Security Act (42 U.S.C. 1396d) is amended—

(1) in subsection (b), by striking “and (ii)” and inserting “(ii), and (jj)”; and

(2) by adding at the end the following new subsection:

“(jj) INCREASED FMAP FOR MEDICAL ASSISTANCE FOR SERVICES FURNISHED BY MENTAL HEALTH AND SUBSTANCE USE DISORDER CARE PROVIDERS IN CERTAIN SCHOOL-BASED SETTINGS.—

“(1) IN GENERAL.—Notwithstanding any preceding provision of this section, with respect to State expenditures for medical assistance consisting of services provided by a mental health and substance
use disorder care provider (as defined in section 3 of the Advancing Student Services In Schools Today Act) and furnished at a school or at a school-based health center (as defined in section 399Z–1(a)(3) of the Public Health Service Act) on or after the first day of the first calendar quarter beginning on or after the date that is 12 months after the date of the enactment of this subsection, the Federal medical assistance percentage otherwise determined under subsection (b) shall, subject to paragraph (2), be equal to 90 percent.

“(2) APPLICATION OF HIGHER MATCH.—Paragraph (1) shall not apply in the case of State expenditures described in such paragraph if application of such paragraph would result in a lower Federal medical assistance percentage for such expenditures than would otherwise apply without application of such paragraph.

“(3) EXCLUSION OF EXPENDITURES FROM TERRITORIAL CAP.—Any payment made to a territory for expenditures for medical assistance described in paragraph (1) that are subject to the Federal medical assistance percentage specified under such paragraph shall not be taken into account for purposes of applying payment limits under subsections (f) and
(g) of section 1108 to the extent that such payment exceeds the amount of the payment that would have been made to the territory for such expenditures without regard to this subsection.”.

SEC. 309. PROGRAM TO INCREASE MENTAL HEALTH AND SUBSTANCE USE DISORDER CARE PROVIDERS IN SCHOOLS AND SCHOOL-BASED HEALTH CENTERS.

(a) GRANT AUTHORITY.—Not later than 12 months after the date of enactment of this Act, the Secretary of Health and Human Services (referred to in this section as the “Secretary”), in consultation with the Administrator of the Centers for Medicare & Medicaid Services and the Secretary of Education, shall award grants, contracts, or cooperative agreements to eligible entities to increase the number of mental health and substance use disorder care providers in schools and school-based health centers served by such entities.

(b) APPLICATION.—An eligible entity seeking an award under this section shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may require, including a description of—
(1) the mental health and substance use disorder needs of the student population served by the eligible entity; and

(2) with respect to the student population served by the eligible entity, how the eligible entity will ensure that the mental health and substance use disorder care providers supported by the eligible entity, and the services administered by such providers, are culturally competent and linguistically appropriate.

(c) RESTRICTION.—No funds made available through an award under this section may be used for a threat assessment team.

(d) REPORTING.—

(1) ELIGIBLE ENTITY REPORTING.—Eligible entities receiving an award under this section shall submit an annual report to the Secretary accompanied by such information as the Secretary may require, including—

(A) the number of mental health and substance use disorder care providers working at the schools or school-based health centers served by the eligible entity, and the number of such providers supported through the award;
(B) the types of services provided by the
mental health and substance use disorder care
providers and the efficacy of such services;

(C) the practices used by the schools or
school-based health centers served by the eligi-
ble entity to recruit and retain mental health
and substance use disorder care providers; and

(D) the rates of retention of mental health
and substance use disorder care providers at
the school or school-based health center.

(2) SECRETARY.—Not later than 18 months
after the date of enactment of this section, and every
5 years thereafter, the Secretary shall submit to
Congress a report on the effectiveness of the awards
under this section.

(e) DEFINITIONS.—In this section:

(1) ELIGIBLE ENTITY.—The term “eligible enti-
ty” means—

(A) a local educational agency, as defined
in section 8101 of the Elementary and Sec-
ondary Education Act of 1965 (20 U.S.C.
7801);

(B) an institution of higher education, as
defined in section 101 of the Higher Education
Act of 1965 (20 U.S.C. 1001);
(C) a school operated by the Bureau of Indian Affairs; or
(D) a school-based health center, as defined in section 399Z–1(a)(3) of the Public Health Service Act (42 U.S.C. 280h–5(a)(3)).

(2) MENTAL HEALTH AND SUBSTANCE USE DISORDER CARE PROVIDER.—The term “mental health and substance use disorder care provider” means an individual who is licensed or credentialed to provide mental health and substance use disorder services, including—

(A) a school counselor;
(B) a school psychologist or any other psychologist;
(C) a psychiatrist who specializes in child or adolescent psychiatry;
(D) a school social worker;
(E) a peer support specialist or peer recovery coach;
(F) a licensed clinical social worker;
(G) an addiction medicine specialist; and
(H) other providers, as the Secretary determines appropriate.