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Substance Abuse Prevention and Treatment Block Grant (SAPTBG) Requirements

The SAPTBG funding is federal funding allocated to the States to serve specific populations.

These funds come with requirements for any provider who receives them. If you receive state funds to serve clients with a substance abuse diagnosis (including co-occurring diagnoses) or any of the populations below you *are* a recipient of SA Block Grant funding.



Who do these requirements apply to?

- Any provider who serves a client with a substance abuse diagnosis (primary or secondary).
- Primarily affects IPRS (state-funded) members, but to be safe, all funding sources should be treated the same. (Members move on and off Medicaid).
- Any service is included (not just treatment).



What are the requirements?



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WOMEN'S SET-ASIDE FUNDING

In accordance with Section 1924 of P.L. 102-321, any program receiving SAPTBG set-aside funds for operating a program of treatment for women who are pregnant and who are abusing substances and women with dependent children shall:



Women's Set-Aside Funding Continued...

- Treat the family as a unit, admitting both women and their children into treatment services, as appropriate; and
- Provide or arrange for the provision of the following services to pregnant women and women with dependent children, including women who are attempting to regain custody of their children:



Women's Set-Aside Funding Continued...

- A. Primary medical care for women, including referral for prenatal care and, while the women are receiving such services, child care;
- B. Primary pediatric care, including immunization, for their children;



Women's Set-Aside Funding Continued...

C. Gender specific substance abuse treatment and other therapeutic interventions for women which may address issues of: * relationships, *sexual and physical abuse, *parenting, and *child care while the women are receiving these services;



Women's Set-Aside Funding Continued...

D. Therapeutic interventions for children in custody of women in treatment which may, among other things, address their developmental needs, their issues of sexual and physical abuse, and neglect; and



Women's Set-Aside Funding Continued...

E. Sufficient case management and transportation to ensure that women and their children have access to services provided to them as listed in items a.-d. above.



ALL SA PROGRAMS

G. In accordance with Section 1924 of P.L. 102-321, *any* program receiving SAPTBG funds for operating a program of treatment for substance abuse shall:



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Section 121 of 45 CFR Pan 96

1. Directly, or through arrangements with other public or nonprofit entities, routinely make available tuberculosis (TB) services, as defined in Section 121 of 45 CFR Pan 96, to each individual receiving treatment for substance abuse which include;



Section 121 of 45 CFR Pan 96

Continued...

- a. Counseling, the individual with respect to tuberculosis; and
- b. Testing to determine whether the individual has been infected with mycobacteria tuberculosis to determine the appropriate form of treatment for the individual; and
- c. Providing for or referring the individuals infected by mycobacteria tuberculosis appropriate medical evaluation and treatment, and



Section 121 of 45 CFR Pan 96 Continued...

2. If at treatment capacity, refer to another provider of TB services;
3. Implement infection control procedures to be established by the State; and
4. Conduct case management activities to ensure that individuals receive tuberculosis services.



ALL SA PROGRAMS:

H. In accordance with Section 1928 of P.L. 102-321, *any* program receiving SAPTBG funds for substance abuse treatment or prevention shall:



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Section 1928 of P.L. 102-321

1. Make continuing education in such services available to employees who provide the services or activities;
2. Make every effort to improve the referral process for individuals to treatment facilities that can provide to the individuals the treatment most appropriate for the individuals and, when the Division establishes Statewide placement criteria, implement such criteria;
3. Make every effort to coordinate prevention and treatment activities with the provision of other appropriate services (including health, social, correctional and criminal justice, educational, vocational rehabilitation and employment services);



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And...

4. Establish and maintain a system to protect consumer records from inappropriate disclosure that is in compliance with 42 CFR Part 2.



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HIV FUNDING



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I. With respect to funding for services from Communicable Disease Risk Categorical Funds (previously entitled IV drug special categorical funds), shall continue to provide services as outlined in the specific proposal(s), including, any amendments, approved by the Division and comply with the following Federal requirements:



HIV Funding Federal Requirements

1. Upon reaching 90 percent capacity, notify the Division within 7 days and participate in a Capacity Management Program (to be developed by the State); and



HIV Funding Federal Requirements continued...

2. Admit those who request and is in need of treatment for IV drug abuse not later than 14 days after making such request. If at capacity, admit within 120 days and begin to provide interim services as defined in Section 121 of 45 CFR Part 96 (*) within 48 hours of seeking admission, and

(*) interim services or interim substance abuse services means services that are provided until an individual is admitted to a substance abuse treatment program. The purposes of the services are to reduce the adverse health effects of such abuse, promote the health of the individual, and reduce the risk of transmission of disease. At a minimum, interim services include counseling and education about HIV and TB, about the risks of needle sharing, the risks of transmission to sexual partners and infants, and about steps that can be taken to ensure that HIV and TB transmission does not occur, as well as referral for HIV and TB treatment services if necessary. For pregnant women, interim services also include counseling on the effects of alcohol and drug use on the fetus, as well as referral for prenatal care.



HIV Funding Federal Requirements continued...

3. Participate in a waiting list for the purpose of treating injecting drug abusers that includes a unique patient identifier including those receiving interim services; and management program established by the State and;
4. Establish a mechanism for maintaining contact with individuals awaiting admission; and



HIV Funding Federal Requirements continued...

5. Carry out activities to encourage individuals in need of treatment to undergo such treatment by use of a scientifically sound outreach model to include:

- a. Selecting, training and supervising outreach workers;
- b. Contacting, communicating and following-up with high risk substance abusers, their associates, and neighborhood residents, within the constraints of Federal and State confidentiality requirements, including 42 CFR Part 2;
- c. Promoting awareness among injection drug abusers about the relationship between injecting drug, abuse and communicable diseases such as HIV;
- d. Recommend steps that can be taken to ensure that HIV transmission does not occur; and
- e. Encouraging entry into treatment.



ALL SA PROGRAMS

J. In accordance with Section 1927 of P.L. 102-321, *any* program receiving SAPTBG funds for substance abuse treatment or prevention shall:



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Section 1927 of P.L. 102-321

1. Give admission preference to those seeking treatment as follows:
 - a. Pregnant injecting drug users;
 - b. Pregnant substance abusers;
 - c. Injecting drug users; and
 - d. All others; and



Section 1927 of P.L. 102-321 continued...

2. Publicize the availability admission preference by the following means:
 - a. street outreach programs;
 - b. ongoing public service announcements [radio/television];
 - c. regular advertisements in local/regional print media;
 - d. posters placed in targeted areas; and
 - e. frequent notification of availability of such treatment distributed to the network of community based organizations, health care providers, and social service agencies; and



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Section 1927 of P.L. 102-321 continued...

3. In the event that the treatment facility has insufficient capacity to provide treatment services to pregnant women refer the woman to the State Capacity Management Program.

* For information on the State Capacity Management program contact:

Judith Jones [jjones@alcoholdrughelp.org]



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HIV Early Intervention Set-Aside

I. Programs receiving HIV Early Intervention Set-Aside funds are required to provide appropriate services as described in P.L. 102-321, and 45 CFR Part 96. 135, including the following services:



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What is “Early Intervention Services?”

The term “early intervention services” with respect to HIV disease, means:

1. Appropriate pretest counseling; treating conditions arising from the disease;
2. Testing individuals with respect to such disease, including tests to confirm the presence of the disease, tests to diagnose the extent of the deficiency in the immune system, and tests to provide information on appropriate therapeutic measures for preventing and treating the deterioration of the immune system and for preventing and
3. Test counseling; appropriate post
4. Providing the therapeutic measures described above; and
5. Funds awarded under HIV Early Intervention Services grants are to be used for such services as "payer of last resort".



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III. GENERAL FEDERAL REQUIREMENTS

A. In accordance with the Drug-Free Workplace Act of 1988, 45 CFR Part 76, Subpart F, May 25, 1990, all programs funded in whole or in part with Federal funds shall provide a drug free workplace. Each Area Authority/County Program is required to submit a certification form to the Division by August 31, 1999 indicating such drug free workplaces.

B. In accordance with Section 1352 of Title XXXI of the United States Code, all programs funded in whole or in part with Federal funds shall certify,- they have not and will not use Federal funds to pay for lobbying activities.

More detailed information regarding a signed lobbying certification form is available from the Budget Office as well as reporting forms to disclose lobbying activities supported with other funds.



General Federal Requirements continued...

- C. In accordance with Public Law 103-227, Part C-Environmental Tobacco Smoke, also known as the Pro-Children Act of 1994 (Act), it is required that smoking not be permitted in any portion of any indoor facility owned or leased or contracted for by an entity and used routinely or regularly for the provision of health, day care, education, or library services to children under the age of 18, if the services are funded by Federal programs either directly or through State or local governments, by Federal grant, contract, loan, or loan guarantee. The law does not apply to children's services provided in private residences, facilities funded solely by Medicare or Medicaid funds, and portions of facilities used for inpatient drug or alcohol treatment. Failure to comply with the provisions of the law may result in the imposition of a civil monetary penalty of up to \$ 1,000 per day and/or the imposition of an administrative compliance order on the responsible entity.



For more information on the SAPTBG (Block Grant) and requirements, use the following links:

<http://www.samhsa.gov/grants/blockgrant/>

For information on the State Capacity Management program contact:

Judith Jones [jjones@alcoholdrughelp.org]



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