

LEGISLATURE OF NEBRASKA  
ONE HUNDRED NINTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 860**

Introduced by Bostar, 29.

Read first time January 08, 2026

Committee: Health and Human Services

1 A BILL FOR AN ACT relating to behavioral health services; to amend  
2 section 71-801, Revised Statutes Cumulative Supplement, 2024; to  
3 require the Department of Health and Human Services to create a  
4 program to provide behavioral health services to individuals under  
5 twenty-one years of age as prescribed; and to repeal the original  
6 section.

7 Be it enacted by the people of the State of Nebraska,

1       **Section 1.** Section 71-801, Revised Statutes Cumulative Supplement,  
2       2024, is amended to read:

3       71-801 Sections 71-801 to 71-830, sections 2 to 3 of this act, and  
4       the Certified Community Behavioral Health Clinic Act shall be known and  
5       may be cited as the Nebraska Behavioral Health Services Act.

6       **Sec. 2.** (1) No later than January 1, 2027, the Department of Health  
7       and Human Services shall establish a program that provides access and  
8       services for individuals under twenty-one years of age who are  
9       experiencing complex behavioral health care needs.

10       (2) The department shall ensure that: (a) The program addresses the  
11       behavioral health care of individuals under twenty-one years of age who  
12       have complex, multisystem needs, with the goals of supporting families in  
13       the community and preventing institutionalization and out-of-home care  
14       placement; and (b) care management under the program is delivered  
15       according to the needs of the individual and the individual's family.

16       **Sec. 3.** (1) The department shall provide the following services  
17       within the program described in section 2 of this act, including, but not  
18       limited to:

- 19       (a) Mobile response and stabilization;  
20       (b) Intensive home-based treatment;  
21       (c) Inpatient and outpatient care;  
22       (d) Psychiatric residential treatment facility care;  
23       (e) Substance use disorder treatment;  
24       (f) Psychiatric care; and  
25       (g) Developmental disability care.

26       (2) Care coordination shall be provided through the behavioral  
27       health regions, as determined by the department. The department may  
28       procure a single, statewide managed care plan that builds a sufficient  
29       provider network to ensure access to behavioral health services,  
30       including residential treatment and home and community-based services, in  
31       order to provide a full continuum of behavioral health care. The

1 department or a managed care organization may manage administrative care  
2 coordination, utilization management, and quality improvement efforts  
3 under this section.

4 (3) The department may adopt and promulgate rules and regulations to  
5 implement sections 2 to 3 of this act and if necessary, shall submit to  
6 the federal Centers for Medicare and Medicaid Services, a state plan  
7 amendment, a waiver request, or an application for other federal approval  
8 necessary to provide reimbursement through the medical assistance program  
9 for the behavioral health care services described in this section.

10 **Sec. 4.** Original section 71-801, Revised Statutes Cumulative  
11 Supplement, 2024, is repealed.