

SB23-176 be amended as follows:

1 Amend printed bill, page 2, strike lines 2 through 20.

2 Page 3, strike lines 1 through 26 and substitute:

3       **"SECTION 1.** In Colorado Revised Statutes, **add** 10-16-158 as  
4 follows:

5       **10-16-158. Prohibition on using the body mass index or ideal**  
6 **body weight - medical necessity criteria - rules.** (1) (a) EVERY HEALTH  
7 BENEFIT PLAN SUBJECT TO PART 2, 3, OR 4 OF THIS ARTICLE 16, EXCEPT  
8 THOSE DESCRIBED IN SECTION 10-16-102 (32)(b), SHALL NOT UTILIZE THE  
9 BODY MASS INDEX, IDEAL BODY WEIGHT, OR ANY OTHER STANDARD  
10 REQUIRING AN ACHIEVED WEIGHT WHEN DETERMINING MEDICAL  
11 NECESSITY OR THE APPROPRIATE LEVEL OF CARE FOR AN INDIVIDUAL  
12 DIAGNOSED WITH AN EATING DISORDER, INCLUDING BUT NOT LIMITED TO  
13 BULIMIA NERVOSA, ATYPICAL ANOREXIA NERVOSA, BINGE-EATING  
14 DISORDER, AVOIDANT RESTRICTIVE FOOD INTAKE DISORDER, AND OTHER  
15 SPECIFIED FEEDING AND EATING DISORDERS AS DEFINED IN THE MOST  
16 RECENT EDITION OF THE DIAGNOSTIC AND STATISTICAL MANUAL OF  
17 MENTAL DISORDERS.

18       (b) SUBSECTION (1)(a) OF THIS SECTION DOES NOT APPLY WHEN  
19 DETERMINING MEDICAL NECESSITY OR THE APPROPRIATE LEVEL OF CARE  
20 FOR AN INDIVIDUAL DIAGNOSED WITH ANOREXIA NERVOSA, RESTRICTING  
21 SUBTYPE; HOWEVER, BODY MASS INDEX, IDEAL BODY WEIGHT, OR ANY  
22 OTHER STANDARD REQUIRING AN ACHIEVED BODY WEIGHT MUST NOT BE  
23 THE DETERMINING FACTOR WHEN ASSESSING MEDICAL NECESSITY OR THE  
24 APPROPRIATE LEVEL OF CARE FOR AN INDIVIDUAL DIAGNOSED WITH  
25 ANOREXIA NERVOSA, RESTRICTING SUBTYPE.

26       (2) THE FOLLOWING FACTORS, AT A MINIMUM, MUST BE  
27 CONSIDERED WHEN DETERMINING MEDICAL NECESSITY OR THE  
28 APPROPRIATE LEVEL OF CARE FOR AN INDIVIDUAL DIAGNOSED WITH AN  
29 EATING DISORDER:

30       (a) THE INDIVIDUAL'S EATING BEHAVIORS;  
31       (b) THE INDIVIDUAL'S NEED FOR SUPERVISED MEALS AND SUPPORT  
32 INTERVENTIONS;

33       (c) LABORATORY RESULTS, INCLUDING BUT NOT LIMITED TO, THE  
34 INDIVIDUAL'S HEART RATE, RENAL OR CARDIOVASCULAR ACTIVITY, AND  
35 BLOOD PRESSURE;

36       (d) THE RECOVERY ENVIRONMENT; AND  
37       (e) CO-OCCURRING DISORDERS THE INDIVIDUAL MAY HAVE.".

38 Renumber succeeding sections accordingly.

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