

CHAPTER 123

HUMAN SERVICES - BEHAVIORAL HEALTH

SENATE BILL 18-161

BY SENATOR(S) Smallwood, Aguilar, Gardner, Kefalas, Neville T., Priola, Tate, Crowder, Martinez Humenik, Todd;
also REPRESENTATIVE(S) Kraft-Tharp and Landgraf.

AN ACT

CONCERNING REPEAL OF THE BEHAVIORAL HEALTH TRANSFORMATION COUNCIL.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, **repeal** article 61 of title 27.

SECTION 2. In Colorado Revised Statutes, 2-3-1203, **repeal** (10)(a)(II) as follows:

2-3-1203. Sunset review of advisory committees - legislative declaration - definition - repeal. (10) (a) The following statutory authorizations for the designated advisory committees will repeal on July 1, 2020:

(II) ~~The behavioral health transformation council created pursuant to section 27-61-102, C.R.S.;~~

SECTION 3. In Colorado Revised Statutes, 25-1.5-111, **repeal** (2)(a)(IX) as follows:

25-1.5-111. Suicide prevention commission - created - responsibilities - gifts, grants, donations - repeal. (2) (a) Within sixty days after May 29, 2014, the executive director of the department of public health and environment shall appoint to the committee no more than twenty-six members, including:

(IX) ~~A representative from the behavioral health transformation council;~~

SECTION 4. In Colorado Revised Statutes, 27-60-103, **amend** (1)(a) introductory portion and (6)(b) as follows:

Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

27-60-103. Behavioral health crisis response system - services - request for proposals - criteria - reporting - rules. (1) (a) On or before September 1, 2013, the state department shall issue a statewide request for proposals to entities with the capacity to create a coordinated and seamless behavioral health crisis response system to provide crisis intervention services for communities throughout the state. ~~The state department shall collaborate with the behavioral health transformation council, created in section 27-61-102, to ensure that services resulting from the request for proposals are aligned throughout the system, integrated, and comprehensive.~~ Separate proposals may be solicited and accepted for each of the five components listed in subsection (1)(b) of this section. The crisis response system created through this request for proposals process must be based on the following principles:

(6) (b) On or before November 1, 2017, the office of behavioral health within the state department shall prepare a report and submit such report to the joint judiciary committee; the joint health and human services committee; the joint budget committee; the governor; ~~the behavioral health transformation council, established in section 27-61-102;~~ and the commission on criminal and juvenile justice, established in section 16-11.3-102. At a minimum, the report must include details concerning the current status of funding and the implementation of the expansion of behavioral health crisis services.

SECTION 5. In Colorado Revised Statutes, 27-70-101, **amend** (1)(d) as follows:

27-70-101. Legislative declaration. (1) The general assembly finds and declares that:

(d) ~~PRIOR TO ITS REPEAL IN 2018,~~ the medication consistency work group of the behavioral health transformation council identified mental health medications that are essential and preferred for a basic medication formulary that could be used across all public systems to increase medication continuity for individuals with behavioral or mental health disorders in the criminal and juvenile justice systems; and

SECTION 6. In Colorado Revised Statutes, 27-70-103, **amend** (2)(e) as follows:

27-70-103. Medication consistency for individuals with behavioral or mental health disorders in the criminal and juvenile justice systems - medication formulary - cooperative purchasing - reporting - rules. (2) Beginning July 1, 2018, the office shall have the following duties and responsibilities, subject to available appropriations:

(e) The office shall investigate and develop options for collaboration with local county jails to coordinate medication purchasing. ~~Based on the information from the office, the behavioral health transformation council, established in section 27-61-102, shall develop a medication purchasing plan on or before September 1, 2018.~~

SECTION 7. Act subject to petition - effective date. This act takes effect September 1, 2018; except that, if a referendum petition is filed pursuant to section

1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 12, 2018