

## CHAPTER 211

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**HUMAN SERVICES - BEHAVIORAL HEALTH**


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**HOUSE BILL 20-1391**

BY REPRESENTATIVE(S) Esgar and McCluskie;  
also SENATOR(S) Moreno and Zenzinger, Rankin, Fields, Gonzales, Lee, Todd.

**AN ACT**

**CONCERNING ELIMINATING STATUTORY REQUIREMENTS FOR PROGRAMS TO INCREASE ACCESS TO TREATMENT FOR BEHAVIORAL HEALTH DISORDERS, AND, IN CONNECTION THEREWITH, REDUCING APPROPRIATIONS.**

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

**SECTION 1.** In Colorado Revised Statutes, 27-60-104.5, **amend** (8); and **repeal** (9) as follows:

**27-60-104.5. Behavioral health capacity tracking system - legislative declaration - definitions - rules.** (8) ~~On or before January 1, 2021~~ SUBJECT TO AVAILABLE APPROPRIATIONS, the state department shall implement a centralized, web-based tracking system as described in this section AND SHALL ENSURE THAT APPROPRIATE TRACKING SYSTEM INFORMATION IS AVAILABLE TO THE PUBLIC. The contractor of the twenty-four-hour telephone crisis services provided pursuant to section 27-60-103 shall use the tracking system as an available service resource locator.

(9) ~~The state department shall ensure that appropriate tracking system information is available to the public on or before January 1, 2022.~~

**SECTION 2.** In Colorado Revised Statutes, 27-80-119, **amend** (3) and (8) as follows:

**27-80-119. Care navigation program - creation - reporting - rules - legislative declaration - definition.** (3) ~~On or before January 1, 2020~~ SUBJECT TO AVAILABLE APPROPRIATIONS, the department shall implement a care navigation program to assist engaged clients in obtaining access to treatment for substance use disorders. At a minimum, services available statewide must include independent

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

screening of the treatment needs of the engaged client using nationally recognized screening criteria to determine the correct level of care; the identification of licensed or accredited substance use disorder treatment options, including social and medical detoxification services, medication-assisted treatment, and inpatient and outpatient treatment programs; and the availability of various treatment options for the engaged client.

(8) No later than September 1 ~~2020~~ DURING THE FIRST YEAR IN WHICH THE CARE NAVIGATION PROGRAM IS IMPLEMENTED PURSUANT TO THIS SECTION, and ~~each~~ NO LATER THAN September 1 OF EACH YEAR thereafter IN WHICH THE CARE NAVIGATION PROGRAM IS IMPLEMENTED, the department shall submit an annual report to the joint budget committee, the public health care and human services committee and the health and insurance committee of the house of representatives, and the health and human services committee of the senate, or any successor committees, concerning the utilization of care navigation services pursuant to this section, including a summary of the data and information collected by the contractor pursuant to subsection (6) of this section, in accordance with state and federal health care privacy laws. Notwithstanding the provisions of section 24-1-136 (11)(a)(I), the reporting requirements of this subsection (8) continue indefinitely.

**SECTION 3. Appropriation - adjustments to 2020 long bill.** (1) To implement this act, the cash funds appropriations from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S., made in the annual general appropriation act for the 2020-21 state fiscal year to the department of human services, are adjusted as follows:

(a) The appropriation for use by the office of information technology services for the behavioral health capacity tracking system is decreased by \$42,611;

(b) The appropriation for use by the office of behavioral health for personal services related to community behavioral health administration is decreased by \$152,318, and the related FTE is decreased by 2.5 FTE;

(c) The appropriation for use by the office of behavioral health for operating expenses related to community behavioral health administration is decreased by \$16,674; and

(d) The appropriation for use by the office of behavioral health for the behavioral health crisis response system telephone hotline is decreased by \$334,410.

**SECTION 4. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

Approved: June 30, 2020