

**Second Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO**

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 22-0805.01 Jane Ritter x4342

**HOUSE BILL 22-1283**

**HOUSE SPONSORSHIP**

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**SENATE SPONSORSHIP**

**Buckner and Priola**,

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**House Committees**

Public & Behavioral Health & Human Services  
Appropriations

**Senate Committees**

Health & Human Services  
Appropriations

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**A BILL FOR AN ACT**

101 **CONCERNING ENHANCED RESIDENTIAL SERVICES FOR PERSONS WITH**  
102 **BEHAVIORAL HEALTH NEEDS, AND, IN CONNECTION THEREWITH,**  
103 **MAKING AN APPROPRIATION.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill implements the recommendations of the behavioral health transformational task force concerning youth and family residential care. Specifically, the bill:

- Creates in-home and residential respite care in 10-12 regions of the state for children and families;

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

SENATE  
Amended 2nd Reading  
May 6, 2022

HOUSE  
Amended 3rd Reading  
April 20, 2022

HOUSE  
Amended 2nd Reading  
April 19, 2022

- Provides operational support for psychiatric residential treatment facilities and qualified residential treatment programs for youth; and
- Provides funds to build and staff a neuro-psych facility at the Colorado mental health institute at Fort Logan.

The bill requires the general assembly to appropriate money from the behavioral and mental health cash fund to the department of human services to implement the provisions of the bill.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly  
3 finds and declares that:

4 (a) During the COVID-19 pandemic, children and youth faced  
5 unprecedented behavioral health challenges;

6 (b) During this unprecedented time, children, youth, and their  
7 families may have lost access to, or needed increased availability of,  
8 behavioral and mental health care;

9 (c) Since the COVID-19 pandemic began, rates of psychological  
10 distress among youth have increased, including symptoms of anxiety,  
11 depression, and other behavioral and mental health disorders;

12 (d) Additional in-home and residential respite care services and  
13 facilities for children and families must be created in ten to twelve  
14 regions of the state to meet the increased need;

15 (e) Funding for additional operational support is critical for  
16 psychiatric residential treatment facilities and qualified residential  
17 treatment programs for youth across the state;

18 (f) It is crucial to begin the process of building and staffing a  
19 neuro-psych facility with a capacity of up to sixteen beds for youth less  
20 than twenty-one years of age at the Colorado mental health institute at  
21 Fort Logan; and

1 (g) The federal government enacted the "American Rescue Plan  
2 Act of 2021" to provide support to state, local, and tribal governments in  
3 responding to the impact of the COVID-19 pandemic.

4 (2) The general assembly further declares that:

5 (a) Children, youth, and families have been disproportionately  
6 impacted by the COVID-19 pandemic and its negative public health  
7 impacts, especially the behavioral health of children, youth, and families.  
8 The programs and services funded by the federal money in this act are  
9 appropriate uses of the money transferred to Colorado under the  
10 "American Rescue Plan Act". This money will expand access to  
11 evidence-based treatment for behavioral health services, including  
12 additional in-home and residential respite care; operational support that  
13 is critical for psychiatric residential treatment facilities and qualified  
14 residential treatment programs for youth across the state; and building and  
15 staffing a neuro-psych facility with a capacity of up to sixteen beds for  
16 youth less than twenty-one years of age at the Colorado mental health  
17 institute at Fort Logan; and

18 (b) The services described in this act are critical government  
19 services.

20 **SECTION 2. In Colorado Revised Statutes, add with amended  
21 and relocated provisions 26-5-116 as follows:**

22 **26-5-116. [Formerly 27-60-113] Out-of-home placement for  
23 children and youth with mental or behavioral needs - funding -  
24 report - rules - legislative declaration - repeal. (1) (a) The general  
25 assembly finds and declares that:**

26 **(I) The COVID-19 pandemic has lead to an emergency need for  
27 increased placements for children and youth with behavioral or mental**

1 health needs, including those involved with the child welfare system; and

2 (II) As the state works to transition to the critical requirements of  
3 the federal "Family First Prevention Services Act", it must ensure a  
4 smooth transition by helping existing residential child care facilities  
5 transition to qualified residential treatment programs or psychiatric  
6 residential treatment facilities.

7 (b) Therefore, the general assembly declares that the state should  
8 provide resources to qualified residential treatment programs, psychiatric  
9 residential treatment facilities, or therapeutic foster care providers to  
10 address this emergency situation and ensure there are high-quality  
11 providers available to meet these needs.

12 (2) (a) On or before August 1, 2021, the state department shall  
13 develop a program to provide emergency resources to licensed providers  
14 to help remove barriers such providers face in serving children and youth  
15 whose behavioral or mental health needs require services and treatment  
16 in a residential child care facility. Any such licensed provider shall meet  
17 the requirements of a qualified residential treatment program, as defined  
18 in section 26-5.4-102; a psychiatric residential treatment facility, as  
19 defined in ~~section 26-5.4-103 (19.5)~~ SECTION 25.5-4-103 (19.5);  
20 TREATMENT FOSTER CARE; or therapeutic foster care. ~~as defined in section~~  
21 ~~26-6-102 (39)~~.

22 (b) (I) BEGINNING JULY 1, 2022, THE STATE DEPARTMENT SHALL  
23 PROVIDE ONGOING OPERATIONAL SUPPORT FOR PSYCHIATRIC RESIDENTIAL  
24 TREATMENT FACILITIES, THERAPEUTIC FOSTER CARE, TREATMENT FOSTER  
25 CARE, AND QUALIFIED RESIDENTIAL TREATMENT PROGRAMS AS DESCRIBED  
26 IN SUBSECTION (2)(a) OF THIS SECTION.

27 (II) FOR THE 2022-23 BUDGET YEAR, THE GENERAL ASSEMBLY

1 SHALL APPROPRIATE MONEY FROM THE BEHAVIORAL AND MENTAL HEALTH  
2 CASH FUND CREATED IN SECTION 24-75-230 TO THE STATE DEPARTMENT  
3 TO FUND OPERATIONAL SUPPORT FOR PSYCHIATRIC RESIDENTIAL  
4 TREATMENT FACILITIES FOR YOUTH, QUALIFIED RESIDENTIAL TREATMENT  
5 PROGRAMS, THERAPEUTIC FOSTER CARE, AND TREATMENT FOSTER CARE  
6 FOR YOUTH ACROSS THE STATE AS DESCRIBED IN THIS SUBSECTION (2).

7 (III) MONEY SPENT PURSUANT TO THIS SUBSECTION (2) MUST  
8 CONFORM WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL  
9 "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS AMENDED.  
10 THE STATE DEPARTMENT SHALL EITHER SPEND OR OBLIGATE SUCH  
11 APPROPRIATION PRIOR TO DECEMBER 30, 2024, AND EXPEND THE  
12 APPROPRIATION ON OR BEFORE DECEMBER 31, 2026.

13 (IV) THIS SUBSECTION (2)(b) IS REPEALED, EFFECTIVE SEPTEMBER  
14 1, 2027.

15 (c) THE STATE DEPARTMENT AND ANY PERSON WHO RECEIVES  
16 MONEY FROM THE STATE DEPARTMENT SHALL COMPLY WITH THE  
17 COMPLIANCE, REPORTING, RECORD-KEEPING, AND PROGRAM EVALUATION  
18 REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE PLANNING AND  
19 BUDGETING AND THE STATE CONTROLLER IN ACCORDANCE WITH SECTION  
20 24-75-226 (5).

21 ~~(3) The state department may promulgate rules concerning the~~  
22 ~~placement of a child or youth in the program. The rules may address~~  
23 ~~quality assurance monitoring, admissions, discharge planning, appropriate~~  
24 ~~length of stay, an appeals process for children and youth who are~~  
25 ~~determined ineligible for the program, and compliance with applicable~~  
26 ~~federal law, including the federal "Family First Prevention Services Act";~~  
27 ~~except that rules concerning the placement of a child or youth who is not~~

1 in the custody of a state or county department of human or social services  
2 shall ~~MUST not inappropriately apply compliance with such act.~~

3 (4) (a) On or before December 31, 2021, the state department shall  
4 contract with licensed providers for the delivery of services to children  
5 and youth who are determined eligible for and placed in the program. A  
6 provider that contracts with the state department shall not:

7 (I) Deny admittance of a child or youth if the child or youth  
8 otherwise meets the eligibility criteria for the program; or

9 (II) Discharge a child or youth based on the severity or complexity  
10 of the ~~child~~ CHILD'S or youth's physical, behavioral, or mental health  
11 needs; except that the state department may arrange for the placement of  
12 a child or youth with an alternate contracted provider if the placement  
13 with the alternate provider is better suited to deliver services that meet the  
14 needs of the child or youth.

15 (b) The state department shall reimburse a provider directly for the  
16 costs associated with the placement of a child or youth in the program for  
17 the duration of the treatment, including the costs the provider  
18 demonstrates are necessary in order for the provider to operate  
19 continuously during this period.

20 (c) The state department shall coordinate with the department of  
21 health care policy and financing to support continuity of care and  
22 payment for services for any children or youth placed in the program.

23 (d) The state department shall reimburse the provider one hundred  
24 percent of the cost of unutilized beds in the program to ensure available  
25 space for emergency residential out-of-home placements.

26 (5) (a) A hospital, health-care provider, provider of case  
27 management services, school district, managed care entity, or state or

1 county department of human or social services may refer a family for the  
2 placement of a child or youth in the program. The entity referring a child  
3 or youth for placement in the program shall submit or assist the family  
4 with submitting an application to the state department for review. The  
5 state department shall consider each application as space becomes  
6 available. The state department shall approve admissions into the program  
7 and determine admission and discharge criteria for placement.

8 (b) The state department shall develop a discharge plan for each  
9 child or youth placed in the program. The plan must include the eligible  
10 period of placement of the child or youth and shall identify the entity that  
11 will be responsible for the placement costs if the child or youth remains  
12 with the provider beyond the date of eligibility identified in the plan.

13 (c) The entity or family that places the child or youth in the  
14 program retains the right to remove the child or youth from the program  
15 any time prior to the discharge date specified by the state department.

16 (6) Within seven days after submitting an application to the state  
17 department for placing a child or youth in the program, the state  
18 department shall work with the referring entity and the child's or youth's  
19 parents or legal guardians to ensure the child or youth is assessed for  
20 eligibility for enrollment into the state medical assistance program. A  
21 child or youth who is eligible for enrollment into the state medical  
22 assistance program shall be enrolled. Enrollment of a child or youth into  
23 the state medical assistance program does not constitute automatic  
24 placement into the program.

25 (7) ~~No later than November 1, 2022, 2023, and 2024~~ ON OR  
26 BEFORE NOVEMBER 1, 2023, AND EVERY NOVEMBER 1 THEREAFTER, the  
27 state department shall submit a written report to the house of

1 representatives public and behavioral health and human services  
2 committee, the senate health and human services committee, or their  
3 successor committees, and the joint budget committee. At a minimum, the  
4 report must include:

5 (a) The number of applications received for placement of children  
6 and youth in the program;

7 (b) The number of children and youth accepted for placement in  
8 the program;

9 (c) The duration of each placement; and

10 (d) The daily rate paid to each provider for placement of children  
11 and youth.

12 (8) This section is intended to provide enhanced emergency  
13 services resulting from the increased need for services due to the  
14 COVID-19 pandemic. No later than September 30, 2024, the state  
15 department shall submit recommendations to the house of representatives  
16 public and behavioral health and human services committee, the senate  
17 health and human services committee, or their successor committees, and  
18 the joint budget committee about how to provide necessary services for  
19 children and youth in need of residential care, including hospital  
20 step-down services on an ongoing basis.

21 (9) This section is repealed, effective ~~July 1, 2025~~ JULY 1, 2028.

22 **SECTION 3.** In Colorado Revised Statutes, 27-60-103, **add** (1.5)  
23 as follows:

24 **27-60-103. Behavioral health crisis response system - services**  
25 **- request for proposals - criteria - reporting - rules - definition -**  
26 **repeal.** (1.5) (a) BEGINNING JANUARY 1, 2023, THE STATE DEPARTMENT  
27 SHALL CREATE IN-HOME AND RESIDENTIAL RESPITE CARE SERVICES AND




1 FACILITIES FOR CHILDREN AND FAMILIES IN UP TO SEVEN REGIONS OF THE  
2 STATE, AS DETERMINED BY THE STATE DEPARTMENT AND A COMMITTEE OF  
3 INTERESTED STAKEHOLDERS.

4 (b) (I) FOR THE 2022-23 BUDGET YEAR, THE GENERAL ASSEMBLY  
5 SHALL APPROPRIATE MONEY FROM THE BEHAVIORAL AND MENTAL HEALTH  
6 CASH FUND PURSUANT TO SECTION 24-75-230 TO THE STATE DEPARTMENT  
7 TO FUND IN-HOME AND RESIDENTIAL RESPITE CARE ACROSS THE STATE AS  
8 DESCRIBED IN THIS SUBSECTION (1.5).

9 (II) MONEY SPENT PURSUANT TO THIS SUBSECTION (1.5) MUST  
10 CONFORM WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL  
11 "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS THE ACT MAY  
12 BE SUBSEQUENTLY AMENDED. THE STATE DEPARTMENT SHALL EITHER  
13 SPEND OR OBLIGATE SUCH APPROPRIATION PRIOR TO DECEMBER 30, 2024,  
14 AND EXPEND THE APPROPRIATION ON OR BEFORE DECEMBER 31, 2026.

15 (III) THIS SUBSECTION (1.5)(b) IS REPEALED, EFFECTIVE  
16 SEPTEMBER 1, 2027.

17   
18 (c) (I) BEGINNING IN STATE FISCAL YEAR 2023-24, MONEY  
19 APPROPRIATED TO THE STATE DEPARTMENT FOR THE PURPOSE OF THIS  
20 SUBSECTION (1.5) MUST CONTINUE THE STATEWIDE ACCESS TO CRISIS  
21 SYSTEM SERVICES FOR CHILDREN AND YOUTH UNTIL JUNE 30, 2026;

22 (II) BEGINNING IN THE STATE FISCAL YEAR 2022-23, MONEY  
23 APPROPRIATED TO THE STATE DEPARTMENT FOR THE PURPOSE OF  
24 IMPLEMENTING THIS SUBSECTION (1.5) MUST SUPPORT RESIDENTIAL  
25 RESPITE CARE PROVIDED TO YOUTH INVOLVED IN THE FOSTER CARE  
26 SYSTEM; AND

27 (III) RESPITE FOSTER CARE HOMES MUST BE IN COMPLIANCE WITH

1 ALL OTHER APPLICABLE RULES REGULATING FOSTER CARE HOMES.

2 (d) THE STATE DEPARTMENT AND ANY PERSON THAT RECEIVES  
3 MONEY FROM THE STATE DEPARTMENT SHALL COMPLY WITH THE  
4 COMPLIANCE, REPORTING, RECORD-KEEPING, AND PROGRAM EVALUATION  
5 REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE PLANNING AND  
6 BUDGETING AND THE STATE CONTROLLER IN ACCORDANCE WITH SECTION  
7 24-75-226 (5).

8 SECTION 4. In Colorado Revised Statutes, **repeal** 27-60-113.

9

10 SECTION 5. In Colorado Revised Statutes, **add** 27-80-127 as  
11 follows:

12 **27-80-127. Children and youth in need of residential mental**  
13 **health and substance use treatment -repeal.** (1) ON OR BEFORE JULY  
14 1, 2023, THE BEHAVIORAL HEALTH ADMINISTRATION, CREATED PURSUANT  
15 TO PART 2 OF ARTICLE 60 OF TITLE 27, SHALL CREATE, DEVELOP, OR  
16 CONTRACT TO ADD ADDITIONAL RESIDENTIAL SUBSTANCE USE TREATMENT  
17 BEDS FOR YOUTH. TO THE GREATEST EXTENT POSSIBLE, THE DEPARTMENT  
18 SHALL ENSURE THAT BOTH MENTAL HEALTH AND SUBSTANCE USE  
19 TREATMENT SERVICES ARE AVAILABLE IN ONE RESIDENTIAL LOCATION.  
20 THE DEPARTMENT SHALL WORK COLLABORATIVELY WITH THE  
21 BEHAVIORAL HEALTH ADMINISTRATION FOR LICENSING AND DETERMINING  
22 THE GREATEST AREAS OF NEED.

23 (2) (a) (I) FOR THE 2022-23 BUDGET YEAR, THE GENERAL  
24 ASSEMBLY SHALL APPROPRIATE FIVE MILLION DOLLARS FROM THE  
25 BEHAVIORAL AND MENTAL HEALTH CASH FUND, CREATED PURSUANT TO  
26 SECTION 24-75-230, TO THE DEPARTMENT TO EXPAND SUBSTANCE USE  
27 RESIDENTIAL TREATMENT BEDS FOR ADOLESCENTS, AS DESCRIBED IN

1 SUBSECTION (1) OF THIS SECTION.

2 (II) MONEY SPENT PURSUANT TO THIS SUBSECTION (2) MUST  
3 CONFORM WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL  
4 "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS AMENDED.  
5 THE DEPARTMENT SHALL EITHER SPEND OR OBLIGATE SUCH  
6 APPROPRIATION PRIOR TO DECEMBER 30, 2024, AND EXPEND THE  
7 APPROPRIATION ON OR BEFORE DECEMBER 31, 2026.

8 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE SEPTEMBER 1,  
9 2027.

10 (3) THE DEPARTMENT OF HUMAN SERVICES AND ANY PERSON THAT  
11 RECEIVES MONEY FROM THE DEPARTMENT OF HUMAN SERVICES SHALL  
12 COMPLY WITH THE COMPLIANCE, REPORTING, RECORD-KEEPING, AND  
13 PROGRAM EVALUATION REQUIREMENTS ESTABLISHED BY THE OFFICE OF  
14 STATE PLANNING AND BUDGETING AND THE STATE CONTROLLER IN  
15 ACCORDANCE WITH SECTION 24-75-226 (5).

16 (4) THIS SECTION IS KNOWN AS THE "ANDY CAMPOS-PADILLA  
17 ACT".

18 **SECTION 6.** In Colorado Revised Statutes, add 27-90-112 as  
19 follows:

20 **27-90-112. Youth neuro-psych facility - funding - repeal.**

21 (1) BEGINNING JULY 1, 2022, THE DEPARTMENT OF HUMAN SERVICES  
22 SHALL BEGIN THE PROCESS TO CREATE, DEVELOP, OR CONTRACT FOR A  
23 NEURO-PSYCH FACILITY. THE NEURO-PSYCH FACILITY MUST HAVE A  
24 CAPACITY OF AT LEAST SIXTEEN RESIDENTIAL BEDS FOR COLORADO  
25 YOUTH WHO ARE LESS THAN TWENTY-ONE YEARS OF AGE. THE  
26 DEPARTMENT SHALL DEVELOP AND IMPLEMENT ADMISSION CRITERIA THAT  
27 ENSURES THAT COLORADO CHILDREN AND YOUTH, PRIOR TO BEING

1 ADMITTED, HAVE BEEN EVALUATED FOR THE LEAST RESTRICTIVE LEVEL OF  
2 CARE AND THAT GEOGRAPHIC LOCATION, CURRENT HEALTH-CARE  
3 PROVIDER, AND PAYER TYPE ARE NOT THE PRIMARY DETERMINING  
4 FACTORS IN WHETHER A YOUTH HAS ACCESS TO A BED AT THE  
5 NEURO-PSYCH FACILITY.

6 (2) (a) (I) FOR THE 2022-23 BUDGET YEAR, THE GENERAL  
7 ASSEMBLY SHALL APPROPRIATE MONEY FROM THE BEHAVIORAL AND  
8 MENTAL HEALTH CASH FUND PURSUANT TO SECTION 24-75-230 TO THE  
9 DEPARTMENT OF HUMAN SERVICES TO FUND OPERATIONAL SUPPORT FOR  
10 PSYCHIATRIC RESIDENTIAL TREATMENT FACILITIES FOR YOUTH AND  
11 QUALIFIED RESIDENTIAL TREATMENT PROGRAMS FOR YOUTH ACROSS THE  
12 STATE AS DESCRIBED IN THIS SUBSECTION (2).

13 (II) MONEY SPENT PURSUANT TO THIS SUBSECTION (2) MUST  
14 CONFORM WITH THE ALLOWABLE PURPOSES SET FORTH IN THE FEDERAL  
15 "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS AMENDED.  
16 THE DEPARTMENT OF HUMAN SERVICES SHALL EITHER SPEND OR OBLIGATE  
17 SUCH APPROPRIATION PRIOR TO DECEMBER 30, 2024, AND EXPEND THE  
18 APPROPRIATION ON OR BEFORE DECEMBER 31, 2026.

19 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE SEPTEMBER 1,  
20 2027.

21 (3) THE DEPARTMENT OF HUMAN SERVICES AND ANY PERSON THAT  
22 RECEIVES MONEY FROM THE DEPARTMENT OF HUMAN SERVICES SHALL  
23 COMPLY WITH THE COMPLIANCE, REPORTING, RECORD-KEEPING, AND  
24 PROGRAM EVALUATION REQUIREMENTS ESTABLISHED BY THE OFFICE OF  
25 STATE PLANNING AND BUDGETING AND THE STATE CONTROLLER IN  
26 ACCORDANCE WITH SECTION 24-75-226 (5).

27 **SECTION 7. Appropriation.** For the 2022-23 state fiscal year,

1 \$11,628,023 is appropriated to the department of human services for use  
2 by the division of child welfare. This appropriation is from the behavioral  
3 and mental health cash fund created in section 24-75-230 (2)(a), C.R.S.,  
4 and is of money the state received from the federal coronavirus state  
5 fiscal recovery fund. The division may use this appropriation for respite  
6 and residential programs. Any money appropriated in this section not  
7 expended prior to July 1, 2023, is further appropriated to the division  
8 from July 1, 2023, through December 30, 2024, for the same purpose.  
9 These appropriations are based on the assumption that the office will  
10 require 4.0 FTE in the 2022-23 state fiscal year and 4.0 FTE in the  
11 2023-24 state fiscal year to implement the act.

12 **SECTION 8. Appropriation.** (1) For the 2022-23 state fiscal  
13 year, \$7,500,000 is appropriated to the department of human services for  
14 use by the behavioral health administration. This appropriation is from the  
15 behavioral and mental health cash fund created in section 24-75-230  
16 (2)(a), C.R.S., and is of money the state received from the federal  
17 coronavirus state fiscal recovery fund. Any money appropriated in this  
18 section not expended prior to July 1, 2023, is further appropriated to the  
19 administration from July 1, 2023, through December 30, 2024, for the  
20 same purpose. To implement this act, the department may use this  
21 appropriation as follows:

22 (a) \$5,000,000 to expand substance use residential treatment beds  
23 for adolescents pursuant to section 27-80-127, C.R.S.; and

24 (b) \$2,500,000 for crisis response system services.

25 **SECTION 9. Appropriation.** For the 2022-23 state fiscal year,  
26 \$539,926 is appropriated to the department of human services for use by  
27 the office of behavioral health. This appropriation is from the behavioral

1 and mental health cash fund created in section 24-75-230 (2)(a), C.R.S.,  
2 and is of money the state received from the federal coronavirus state  
3 fiscal recovery fund. The office may use this appropriation for building  
4 maintenance costs associated with the youth neuro-psych facility at the  
5 Colorado mental health institute at Fort Logan established pursuant to  
6 section 27-94-107, C.R.S. Any money appropriated in this section not  
7 expended prior to July 1, 2023, is further appropriated to the  
8 administration from July 1, 2023, through December 30, 2024, for the  
9 same purpose.

10 **SECTION 10. Capital construction appropriation.** For the  
11 2022-23 state fiscal year, \$35,000,000 is appropriated to the department  
12 of human services. This appropriation is from the behavioral and mental  
13 health cash fund created in section 24-75-230 (2)(a), C.R.S., and is of  
14 money the state received from the federal coronavirus state fiscal  
15 recovery fund. To implement this act, the department may use this  
16 appropriation for capital construction related to the construction of a  
17 neuro-psych facility at the Colorado mental health institute at Fort Logan.  
18 Any money appropriated in this section not expended prior to July 1,  
19 2023, is further appropriated to the administration from July 1, 2023,  
20 through December 30, 2024, for the same purpose.

21 **SECTION 11. Safety clause.** The general assembly hereby finds,  
22 determines, and declares that this act is necessary for the immediate  
23 preservation of the public peace, health, or safety.