

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0804.01 Alana Rosen x2606

SENATE BILL 22-147

SENATE SPONSORSHIP

Kolker and Sonnenberg,

HOUSE SPONSORSHIP

Young and Pelton, Amabile, Bradfield, Gonzales-Gutierrez, Michaelson Jenet, Van Beber

Senate Committees
Health & Human Services

House Committees

A BILL FOR AN ACT

101 CONCERNING BEHAVIORAL HEALTH-CARE INTEGRATION SERVICES FOR
102 CHILDREN.

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 creates in the university of Colorado the Colorado pediatric psychiatry consultation and access program (CoPPCAP). The purpose of CoPPCAP is to support primary care providers in identifying and treating mild to moderate behavioral health conditions in children in primary care practices or school-based health centers.

The bill requires the general assembly to appropriate from the

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.

behavioral and mental health cash fund:

- \$4.6 million to CoPPCAP;
- \$5 million to the behavioral health care professional matching grant program to expand access to behavioral health-care services for children and families; and
- \$1.5 million to the school-based health center grant program.

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

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

4 (a) During the COVID-19 pandemic, children have been faced
5 with unprecedented challenges, including how they attend school, interact
6 with friends, and receive health care;

7 (b) During this unprecedented time, children and their families
8 may have lost access to behavioral and mental health care, social services,
9 income, food, or housing;

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

13 (d) The Colorado pediatric psychiatry consultation and access
14 program (CoPPCAP) will provide peer-to-peer consultations, education,
15 and support to pediatric primary care providers in order to identify and
16 treat mild to moderate behavioral health concerns presenting in primary
17 care;

18 (e) The behavioral health care professional matching grant
19 program provides funding to education providers to increase the presence
20 of school health professionals to provide behavioral health care to
21 students who have mental health, substance use or misuse, or other
22 behavioral health needs;

1 (f) The school-based health center grant program provides access
2 to school-based primary health care for children and adolescents, serving
3 primarily low-income schools. The majority of students who attend
4 schools with on-site health centers are from low-income families, are
5 medically uninsured or underinsured, and qualify for free or reduced-cost
6 school lunch pursuant to the federal "Richard B. Russell National School
7 Lunch Act", 42 U.S.C. sec. 1751 et seq.

8 (g) The federal government enacted the "American Rescue Plan
9 Act of 2021", Pub.L. 117-2, to provide support to state, local, and tribal
10 governments in responding to the impacts of the COVID-19 pandemic;
11 and

12 (h) Regulations construing the federal act promulgated by the
13 United States treasury identify a nonexclusive list of uses for the
14 COVID-19 pandemic and its negative public health impacts.

15 (2)(a) Therefore, the general assembly declares that children have
16 been disproportionately impacted by the COVID-19 pandemic and its
17 negative public health impacts during this public health emergency. The
18 programs and services described in this legislative declaration are
19 appropriate uses of the money transferred to Colorado under the federal
20 act. This money will expand access to evidence-based treatment for
21 behavioral health services that CoPPCAP, the school-based health center
22 grant program, and the behavioral health care professional matching grant
23 program provide to children and families.

24 (b) The general assembly further declares that CoPPCAP, the
25 behavioral health care professional matching grant program, and the
26 school-based health center grant program are important government
27 services.

1 **SECTION 2.** In Colorado Revised Statutes, **add** 23-20-144 as
2 follows:

3 **23-20-144. Colorado pediatric psychiatry consultation and**
4 **access program (CoPPCAP) - created.** (1) THERE IS CREATED IN THE
5 UNIVERSITY OF COLORADO THE COLORADO PEDIATRIC PSYCHIATRY
6 CONSULTATION AND ACCESS PROGRAM, REFERRED TO IN THIS SECTION AS
7 "CoPPCAP". CoPPCAP SHALL:

8 (a) SUPPORT PRIMARY CARE PROVIDERS TO IDENTIFY AND TREAT
9 MILD TO MODERATE PEDIATRIC BEHAVIORAL HEALTH CONDITIONS IN
10 PRIMARY CARE PRACTICES OR SCHOOL-BASED HEALTH CENTERS;

11 (b) PROVIDE SUPPORT AND ASSISTANCE TO PRIMARY CARE
12 PROVIDERS WITH THE INTEGRATION OF PEDIATRIC BEHAVIORAL HEALTH
13 SCREENING AND TREATMENT INTO PRIMARY CARE PRACTICES;

14 (c) PROVIDE PEER-TO-PEER CONSULTATIONS WITH PRIMARY CARE
15 PROVIDERS AND INTEGRATED BEHAVIORAL HEALTH CLINICIANS;

16 (d) IDENTIFY EVIDENCE-BASED RESOURCES AND CARE
17 COORDINATION TO SUPPORT DIAGNOSIS, TREATMENT, AND REFERRALS FOR
18 CHILDREN WITH BEHAVIORAL HEALTH AND SUBSTANCE USE NEEDS;

19 (e) SUPPORT ALL PATIENTS SEEN IN COLORADO PRIMARY CARE
20 PRACTICES REGARDLESS OF PAYER OR ABILITY TO PAY;

21 (f) CREATE ONGOING EDUCATIONAL OPPORTUNITIES FOCUSED ON
22 PEDIATRIC BEHAVIORAL HEALTH CONDITIONS; AND

23 (g) CREATE DIGITAL RESOURCES FOCUSED ON PEDIATRIC
24 BEHAVIORAL HEALTH CONDITIONS.

25 (2) (a) CoPPCAP MAY ENTER INTO AGREEMENTS WITH THE
26 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT REGARDING THE
27 PROVISION OF FEDERAL HEALTH RESOURCES AND SERVICES

1 ADMINISTRATION PROGRAMS.

2 (b) CoPPCAP MAY COLLABORATE WITH STATE AGENCIES,
3 SCHOOL-BASED HEALTH CENTERS, PRIMARY CARE PROVIDERS,
4 INTEGRATED BEHAVIORAL HEALTH CLINICS, AND COMMUNITY-BASED
5 SOCIAL SERVICE OR BEHAVIORAL HEALTH PROVIDERS TO PROVIDE
6 BEHAVIORAL HEALTH ASSESSMENT AND TREATMENT TO CHILDREN AND
7 FAMILIES.

8 (3) CoPPCAP IS AUTHORIZED TO SEEK, ACCEPT, AND EXPEND
9 GIFTS, GRANTS, AND DONATIONS FROM PRIVATE OR PUBLIC SOURCES TO
10 IMPLEMENT CoPPCAP.

11 (4) FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL
12 ASSEMBLY SHALL APPROPRIATE FOUR MILLION SIX HUNDRED THOUSAND
13 DOLLARS FROM THE BEHAVIORAL AND MENTAL HEALTH CASH FUND
14 CREATED PURSUANT TO SECTION 24-75-230 TO THE BOARD OF REGENTS OF
15 THE UNIVERSITY OF COLORADO TO FUND CoPPCAP TO RESPOND TO THE
16 COVID-19 PANDEMIC AND ITS NEGATIVE PUBLIC HEALTH IMPACTS.
17 CoPPCAP SHALL SPEND OR OBLIGATE ANY MONEY BY DECEMBER 31,
18 2024. ANY MONEY OBLIGATED BY DECEMBER 31, 2024, MUST BE
19 EXPENDED BY DECEMBER 31, 2026.

20 (5) THE BOARD OF REGENTS OF THE UNIVERSITY OF COLORADO
21 AND CoPPCAP SHALL COMPLY WITH THE COMPLIANCE, REPORTING,
22 RECORD-KEEPING, AND PROGRAM EVALUATION REQUIREMENTS
23 ESTABLISHED BY THE OFFICE OF STATE PLANNING AND BUDGETING AND
24 THE STATE CONTROLLER IN ACCORDANCE WITH SECTION 24-75-226 (5).

25 **SECTION 3.** In Colorado Revised Statutes, 22-96-104, **add** (5.3)
26 as follows:

27 **22-96-104. Behavioral health care professional matching grant**

1 **program - application - criteria - grant awards.** (5.3) (a) FOR THE
2 2022-23 BUDGET YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE
3 FIVE MILLION DOLLARS FROM THE BEHAVIORAL AND MENTAL HEALTH
4 CASH FUND CREATED PURSUANT TO SECTION 24-75-230 TO THE
5 DEPARTMENT TO FUND THE PROGRAM FOR THE BENEFIT OF INCREASING
6 THE PRESENCE OF SCHOOL HEALTH PROFESSIONALS IN SCHOOLS TO
7 RESPOND TO THE COVID-19 PANDEMIC AND ITS NEGATIVE PUBLIC HEALTH
8 IMPACTS. THE DEPARTMENT OR THE GRANTEE AWARDED MONEY SHALL
9 SPEND OR OBLIGATE ANY MONEY BY DECEMBER 31, 2024. ANY MONEY
10 OBLIGATED BY DECEMBER 31, 2024, MUST BE EXPENDED BY DECEMBER
11 31, 2026.

12 (b) THE DEPARTMENT AND THE GRANTEE SHALL COMPLY WITH
13 THE COMPLIANCE, REPORTING, RECORD-KEEPING, AND PROGRAM
14 EVALUATION REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE
15 PLANNING AND BUDGETING AND THE STATE CONTROLLER IN ACCORDANCE
16 WITH SECTION 24-75-226 (5).

17 **SECTION 4.** In Colorado Revised Statutes, 25-20.5-503, **add**
18 (2)(c) as follows:

19 **25-20.5-503. School-based health center grant program -**
20 **creation - funding - grants.** (2) (c) (I) FOR THE 2022-23 BUDGET YEAR,
21 THE GENERAL ASSEMBLY SHALL APPROPRIATE ONE MILLION FIVE HUNDRED
22 THOUSAND DOLLARS FROM THE BEHAVIORAL AND MENTAL HEALTH CASH
23 FUND CREATED PURSUANT TO SECTION 24-75-230 TO THE DEPARTMENT TO
24 FUND THE GRANT PROGRAM FOR THE BENEFIT OF SCHOOL-BASED HEALTH
25 CENTERS TO RESPOND TO THE COVID-19 PANDEMIC AND ITS NEGATIVE
26 PUBLIC HEALTH IMPACTS. THE DEPARTMENT OR THE GRANTEE AWARDED
27 MONEY SHALL SPEND OR OBLIGATE ANY MONEY PRIOR TO DECEMBER 31,

1 2024. ANY MONEY OBLIGATED BY DECEMBER 31, 2024, MUST BE
2 EXPENDED BY DECEMBER 31, 2026.

3 (II) THE DEPARTMENT AND THE GRANTEEES SHALL COMPLY WITH
4 THE COMPLIANCE, REPORTING, RECORD-KEEPING, AND PROGRAM
5 EVALUATION REQUIREMENTS ESTABLISHED BY THE OFFICE OF STATE
6 PLANNING AND BUDGETING AND THE STATE CONTROLLER IN ACCORDANCE
7 WITH SECTION 24-75-226 (5).

8 **SECTION 5. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, or safety.