

Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 20-1229.01 Brita Darling x2241

HOUSE BILL 20-1391

HOUSE SPONSORSHIP

Esgar and McCluskie,

SENATE SPONSORSHIP

Moreno and Zenzinger, Rankin

House Committees
Appropriations

Senate Committees

A BILL FOR AN ACT

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

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/>.)

Joint Budget Committee. The bill removes the requirement that the state department of human services (department) implement a behavioral health capacity tracking system and make available to 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.

public appropriate information from the capacity tracking system, unless money is appropriated for the system.

The bill removes the requirement that the department implement a care navigation program to assist engaged clients in obtaining access to treatment for substance use disorders, unless money is appropriated for the program. The bill requires the department to report to the general assembly if the care navigation program is implemented.

The bill reduces appropriations.

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

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

4 **27-60-104.5. Behavioral health capacity tracking system -**
5 **legislative declaration - definitions - rules.** (8) ~~On or before January 1,~~
6 ~~2021~~ SUBJECT TO AVAILABLE APPROPRIATIONS, the state department shall
7 implement a centralized, web-based tracking system as described in this
8 section AND SHALL ENSURE THAT APPROPRIATE TRACKING SYSTEM
9 INFORMATION IS AVAILABLE TO THE PUBLIC. The contractor of the
10 twenty-four-hour telephone crisis services provided pursuant to section
11 27-60-103 shall use the tracking system as an available service resource
12 locator.

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

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

17 **27-80-119. Care navigation program - creation - reporting -**
18 **rules - legislative declaration - definition.** (3) ~~On or before January 1,~~
19 ~~2020~~ SUBJECT TO AVAILABLE APPROPRIATIONS, the department shall
20 implement a care navigation program to assist engaged clients in
21 obtaining access to treatment for substance use disorders. At a minimum,

1 services available statewide must include independent screening of the
2 treatment needs of the engaged client using nationally recognized
3 screening criteria to determine the correct level of care; the identification
4 of licensed or accredited substance use disorder treatment options,
5 including social and medical detoxification services, medication-assisted
6 treatment, and inpatient and outpatient treatment programs; and the
7 availability of various treatment options for the engaged client.

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

22 **SECTION 3. Appropriation - adjustments to 2020 long bill.**

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

27 (a) The appropriation for use by the office of information

1 technology services for the behavioral health capacity tracking system is
2 decreased by \$42,611;

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

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

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

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