

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

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 24-0120.01 Brita Darling x2241

SENATE BILL 24-034

SENATE SPONSORSHIP

Marchman and Kolker, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Michaelson Jenet, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., Zenzinger

HOUSE SPONSORSHIP

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A BILL FOR AN ACT

101 **CONCERNING INCREASING ACCESS TO SCHOOL-BASED HEALTH CARE.**

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>.)

For purposes of the school-based health center grant program (grant program), the bill expands the definition of a school-based health center and the purposes of the grant program to authorize grants for evidence-informed, school-linked health-care services. Services may include primary health-care, behavioral health-care, oral health-care, and preventive health-care services.

School-linked health-care services may be delivered through telehealth, mobile services, and referrals for health-care services at a

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

SENATE
3rd Reading Unamended
April 26, 2024

SENATE
Amended 2nd Reading
April 25, 2024

clinic near school grounds.

Subject to available appropriations, the bill authorizes grant money to be directed to evidence-informed, school-linked models to expand access to school-based health care, unless the prevention services division in the department of public health and environment determines that adequate proposals have not been submitted for the grant cycle.

The bill also requires the department of health care policy and financing to create a service-location identifier for claims for services provided at school-based health centers or through school-linked health-care services.

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

SECTION 1. In Colorado Revised Statutes, 25-20.5-501, **amend** (1) introductory portion; and **add** (1)(e) and (1)(f) as follows:

25-20.5-501. Legislative declaration. (1) The general assembly **hereby** finds that:

(e) FOR STUDENTS FROM POPULATIONS PRIMARILY SERVED THROUGH SCHOOL-BASED HEALTH CENTERS WHO DO NOT HAVE ACCESS TO SCHOOL-BASED HEALTH CARE, INCREASING ACCESS TO SCHOOL-LINKED HEALTH-CARE SERVICES WILL HELP IMPROVE HEALTH OUTCOMES FOR THESE MEDICALLY UNDERSERVED STUDENTS AND THEIR FAMILIES; AND

(f) SCHOOL-BASED HEALTH CENTERS AND SCHOOL-LINKED HEALTH-CARE SERVICES COMPLEMENT EXISTING SCHOOL HEALTH SERVICES AND SCHOOL NURSING PROGRAMS.

SECTION 2. In Colorado Revised Statutes, **amend** 25-20.5-502 as follows:

25-20.5-502. Definitions. As used in this part 5, unless the context otherwise requires:

(1) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF TITLE 22, A CHARTER SCHOOL AUTHORIZED BY THE

1 STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5
2 OF TITLE 22, OR A BOARD OF COOPERATIVE SERVICES CREATED AND
3 OPERATING PURSUANT TO ARTICLE 5 OF TITLE 22.

4 ~~(1)~~ (2) "School-based health center" means a clinic established
5 and operated within a public school building, including charter schools
6 and THROUGH state-sanctioned high school equivalency examination
7 programs associated with a school district, or LOCAL EDUCATION
8 PROVIDER, on public school property by the school district LOCAL
9 EDUCATION PROVIDER, OR THROUGH SCHOOL-LINKED HEALTH-CARE
10 SERVICES. School-based health centers are operated, by school districts,
11 in cooperation with IN PARTNERSHIP WITH LOCAL EDUCATION PROVIDERS,
12 BY MEDICAL ENTITIES, INCLUDING hospitals, public or private health-care
13 organizations, licensed medical providers, public health nurses,
14 community health centers, and community mental health centers, TO
15 PROVIDE PRIMARY HEALTH-CARE SERVICES, BEHAVIORAL HEALTH-CARE
16 SERVICES, ORAL HEATH-CARE SERVICES, OR PREVENTIVE HEALTH-CARE
17 SERVICES TO STUDENTS AND YOUTH WITHIN A SCHOOL OR SCHOOLS OF A
18 LOCAL EDUCATION PROVIDER REGARDLESS OF ABILITY TO PAY, INSURANCE
19 COVERAGE, OR IMMIGRATION STATUS. The term "school-based health
20 center" includes clinics or facilities authorized to provide clinic services
21 pursuant to section 25.5-5-301 C.R.S., or authorized to apply for and
22 receive medical assistance payments under a contract entered into
23 pursuant to section 25.5-5-318 C.R.S. AND SCHOOL-LINKED HEALTH-CARE
24 SERVICES.

25 (2) "SCHOOL-LINKED HEALTH-CARE SERVICES" MEANS PRIMARY
26 HEALTH-CARE SERVICES, BEHAVIORAL HEALTH-CARE SERVICES, ORAL
27 HEALTH-CARE SERVICES, OR PREVENTIVE HEALTH-CARE SERVICES.

1 SCHOOL-LINKED HEALTH-CARE SERVICES MAY BE DELIVERED THROUGH
2 TELEHEALTH, MOBILE SERVICES, OR REFERRALS FOR HEALTH-CARE
3 SERVICES AT A CLINIC LOCATED NEAR SCHOOL GROUNDS.

4 **SECTION 3.** In Colorado Revised Statutes, 25-20.5-503, **amend**
5 (2)(a) and (3) introductory portion as follows:

6 **25-20.5-503. School-based health center grant program -**
7 **creation - funding - grants.** (2) (a) (I) Operators of school-based health
8 centers may apply for grants for the benefit of school-based health
9 centers. The grant program shall provide grants for school-based health
10 centers selected by the division. The division, in consultation with
11 school-based health centers, shall develop criteria under which the grants
12 are distributed and evaluated. In developing the criteria for grants, the
13 division shall give priority to centers that serve a disproportionate number
14 of uninsured children, ~~or~~ a low-income population, or both. ~~and~~ THE
15 DIVISION may award grants to: Establish new school-based health centers;
16 ~~to~~ expand primary health services, behavioral health services, including
17 education, intervention, and prevention services for opioid, alcohol, and
18 marijuana, and other substance use disorders, or oral ~~health~~ HEALTH-CARE
19 services offered by existing school-based health centers; ~~to~~ expand
20 enrollment in the children's basic health plan; ~~or to~~ provide support for
21 ongoing operations of school-based health centers; OR PROVIDE SUPPORT
22 FOR INNOVATIONS IN SCHOOL-BASED HEALTH CARE, INCLUDING
23 SCHOOL-LINKED HEALTH-CARE SERVICES.

24 (II) SUBJECT TO AVAILABLE APPROPRIATIONS, MONEY AWARDED
25 THROUGH THE GRANT PROGRAM MAY ALSO BE DIRECTED TO
26 EVIDENCE-INFORMED SCHOOL-LINKED HEALTH-CARE SERVICES MODELS,
27 INCLUDING TELEHEALTH SERVICES BY A PROVIDER LOCATED IN THIS STATE

1 AND MOBILE HEALTH UNITS, TO EXPAND ACCESS TO PRIMARY
2 HEALTH-CARE SERVICES , BEHAVIORAL HEALTH-CARE SERVICES, ORAL
3 HEALTH-CARE SERVICES, AND PREVENTIVE HEALTH-CARE SERVICES,
4 UNLESS THE DIVISION DETERMINES THAT ADEQUATE SCHOOL-LINKED
5 HEALTH-CARE SERVICES PROPOSALS HAVE NOT BEEN SUBMITTED FOR THE
6 GRANT CYCLE.

7 (III) ~~None of the grants shall be awarded~~ THE DIVISION SHALL NOT
8 AWARD GRANTS to provide abortion services in violation of section 50 of
9 article V of the state constitution.

10 (3) The division shall ENGAGE WITH AND ASSIST COMMUNITIES
11 INTERESTED IN BECOMING GRANTEEES AND SHALL CONSIDER HOW TO
12 SUPPORT IMPROVING ACCESS TO SCHOOL-BASED HEALTH CARE. THE
13 DIVISION SHALL specify and provide to potential grant recipients the
14 following information:

15 **SECTION 4.** In Colorado Revised Statutes, 25.5-1-128, **add** (1.5)
16 as follows:

17 **25.5-1-128. Provider payments - compliance with state fiscal**
18 **requirements - definitions - rules.** (1.5) THE STATE DEPARTMENT SHALL
19 MAINTAIN A LIST OF ENROLLED SCHOOL-BASED HEALTH CENTERS AND
20 SCHOOL-LINKED HEALTH-CARE SERVICES PROVIDERS. THE STATE
21 DEPARTMENT SHALL DEVELOP THE LIST BASED ON GRANT ENROLLMENT
22 DATA PURSUANT TO SECTION 25-20.5-503 THAT IS PROVIDED TO THE
23 STATE DEPARTMENT BY THE DEPARTMENT OF PUBLIC HEALTH AND
24 ENVIRONMENT. THE STATE DEPARTMENT SHALL ESTABLISH A PROCESS FOR
25 IDENTIFYING CLAIMS FOR SERVICES PROVIDED IN THESE SETTINGS.

26 **SECTION 5. Act subject to petition - effective date.** This act
27 takes effect at 12:01 a.m. on the day following the expiration of the

1 ninety-day period after final adjournment of the general assembly; except
2 that, if a referendum petition is filed pursuant to section 1 (3) of article V
3 of the state constitution against this act or an item, section, or part of this
4 act within such period, then the act, item, section, or part will not take
5 effect unless approved by the people at the general election to be held in
6 November 2024 and, in such case, will take effect on the date of the
7 official declaration of the vote thereon by the governor.