

HB1017\_L.010

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

HB20-1017 be amended as follows:

1 Strike the Public Health Care & Human Services Committee Report,  
2 dated February 12, 2020.

3 Amend printed bill, page 2, strike lines 6 through 8 and substitute "PRISON  
4 MAY MAKE AVAILABLE OPIOID AGONISTS AND OPIOID ANTAGONISTS TO A  
5 PERSON IN CUSTODY WITH AN OPIOID USE DISORDER. THE CORRECTIONAL  
6 FACILITY OR PRIVATE CONTRACT PRISON IS STRONGLY ENCOURAGED TO  
7 MAINTAIN THE TREATMENT OF THE PERSON THROUGHOUT THE DURATION  
8 OF THE PERSON'S INCARCERATION, AS MEDICALLY NECESSARY.

9 (2) QUALIFIED MEDICATION ADMINISTRATION PERSONNEL MAY, IN  
10 ACCORDANCE WITH A WRITTEN PHYSICIAN'S ORDER, ADMINISTER OPIOID  
11 AGONISTS AND OPIOID ANTAGONISTS PURSUANT TO SUBSECTION (1) OF  
12 THIS SECTION.

13 (3) A CORRECTIONAL FACILITY OR PRIVATE CONTRACT PRISON  
14 MAY CONTRACT WITH COMMUNITY-BASED HEALTH PROVIDERS FOR THE  
15 IMPLEMENTATION OF THIS SECTION."

16 Page 3, strike line 1.

17 Renumber succeeding subsection accordingly.

18 Page 3, strike lines 15 through 18 and substitute "ENTITY OR PRIVATE  
19 CONTRACTOR, MAY MAKE AVAILABLE OPIOID AGONISTS AND OPIOID  
20 ANTAGONISTS TO A PERSON IN CUSTODY WITH AN OPIOID USE DISORDER.  
21 THE FACILITY IS STRONGLY ENCOURAGED TO MAINTAIN THE TREATMENT  
22 OF THE PERSON THROUGHOUT THE DURATION OF THE PERSON'S  
23 INCARCERATION, AS MEDICALLY NECESSARY.

24 (2) QUALIFIED MEDICATION ADMINISTRATION PERSONNEL MAY, IN  
25 ACCORDANCE WITH A WRITTEN PHYSICIAN'S ORDER, ADMINISTER OPIOID  
26 AGONISTS AND OPIOID ANTAGONISTS PURSUANT TO SUBSECTION (1) OF  
27 THIS SECTION.

28 (3) A FACILITY MAY CONTRACT WITH COMMUNITY-BASED HEALTH  
29 PROVIDERS FOR THE IMPLEMENTATION OF THIS SECTION."

30 Renumber succeeding subsection accordingly.

31 Page 4, line 10, strike "SHALL" and substitute "MAY".

32 Page 4, strike lines 11 through 14 and substitute "OPIOID AGONISTS AND  
33 OPIOID ANTAGONISTS TO A PERSON COMMITTED TO OR PLACED WITHIN THE  
34 FACILITY WITH AN OPIOID USE DISORDER. THE FACILITY IS STRONGLY

1 ENCOURAGED TO MAINTAIN THE TREATMENT OF THE PERSON THROUGHOUT  
2 THE DURATION OF THE PERSON'S COMMITMENT, AS MEDICALLY  
3 NECESSARY.

4 (2) QUALIFIED MEDICATION ADMINISTRATION PERSONNEL MAY, IN  
5 ACCORDANCE WITH A WRITTEN PHYSICIAN'S ORDER, ADMINISTER OPIOID  
6 AGONISTS AND OPIOID ANTAGONISTS PURSUANT TO SUBSECTION (1) OF  
7 THIS SECTION.

8 (3) A STATE DEPARTMENT FACILITY MAY CONTRACT WITH  
9 COMMUNITY-BASED HEALTH PROVIDERS FOR THE IMPLEMENTATION OF  
10 THIS SECTION."

11 Renumber succeeding subsection accordingly.

12 Page 5, line 1, strike "SHALL" and substitute "IS STRONGLY ENCOURAGED  
13 TO".

14 Page 5, line 10, strike "EITHER".

15 Page 5, strike lines 11 through 13 and substitute "UTILIZE CURRENT  
16 PROCEDURES AND PROTOCOLS FOR THE DISPOSAL OF THE CONTROLLED  
17 SUBSTANCES."

18 Page 5, strike lines 23 and 24 and substitute "SHALL PROVIDE THE PERSON  
19 WITH INFORMATION ABOUT THE BEHAVIORAL HEALTH CRISIS RESPONSE  
20 SYSTEM, CREATED IN SECTION 27-60-103, TO HELP IDENTIFY AVAILABLE  
21 TREATMENT OPTIONS AND, IF PRACTICABLE, PROVIDE TRANSPORTATION  
22 FOR THE PERSON TO THE MOST APPROPRIATE FACILITY FOR TREATMENT OF  
23 A SUBSTANCE USE DISORDER. INFORMATION ABOUT THE CRISIS HOTLINE  
24 MUST BE DEVELOPED BY THE OFFICE OF BEHAVIORAL HEALTH IN THE  
25 STATE DEPARTMENT AND BE PROVIDED TO SAFE STATIONS FOR  
26 DISTRIBUTION."

27 Page 5, before line 25 insert:

28 "(3) THIS SECTION DOES NOT APPLY IF SAFE STATION PERSONNEL  
29 ARE NOT AVAILABLE TO ASSIST A PERSON WHO ARRIVES AT A SAFE  
30 STATION FOR DISPOSAL OF A CONTROLLED SUBSTANCE."

31 Renumber succeeding subsection accordingly.

32 Page 6, line 6, strike "SHALL" and substitute "SHALL, AT A MINIMUM,".

33 Page 6, strike lines 9 through 11.

1 Page 6, line 12, strike "(c)" and substitute "(a)".

2 Page 6, line 13, after "PERSON;" add "AND".

3 Page 6, strike lines 14 through 18 and substitute:

4 "(b) PROVIDE A LIST OF AVAILABLE SUBSTANCE USE PROVIDERS,  
5 TO THE EXTENT THE OFFICE OF BEHAVIORAL HEALTH IN THE STATE  
6 DEPARTMENT HAS SUCH A LIST AVAILABLE.

7 (2) THE COUNTY JAIL SHALL PROVIDE MEDICAID REENROLLMENT  
8 PAPERWORK TO THE PERSON WHEN THE PERSON ENTERS THE COUNTY JAIL.  
9 THE COUNTY JAIL MUST FILE THE MEDICAID PAPERWORK WITH THE  
10 COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES UPON RELEASING  
11 THE PERSON FROM THE COUNTY JAIL'S CUSTODY."

12 Page 7, line 24, after "(1)" insert "(a)".

13 Page 8, after line 4 insert:

14 "(b) THE OFFICE OF BEHAVIORAL HEALTH IN THE STATE  
15 DEPARTMENT MAY REQUIRE CRIMINAL JUSTICE DIVERSION PROGRAMS  
16 CONTRACTED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION TO  
17 PARTICIPATE AS A MOBILE CRISIS SERVICE IN THE BEHAVIORAL HEALTH  
18 CRISIS RESPONSE SYSTEM, CREATED PURSUANT TO SECTION 27-60-103."

19 Page 8, strike lines 19 through 26 and substitute:

20 "**SECTION 11.** In Colorado Revised Statutes, 27-60-100.3, **add**  
21 (1.5) as follows:

22 **27-60-100.3. Definitions.** (1.5) "CRIMINAL JUSTICE DIVERSION  
23 PROGRAM" MEANS A PROGRAM CREATED PURSUANT TO SECTION  
24 27-60-106.5 OR PROGRAMS OPERATED BY CITIES OR COUNTIES THAT  
25 CONNECT LAW ENFORCEMENT OFFICERS WITH BEHAVIORAL HEALTH  
26 PROVIDERS TO ASSIST INDIVIDUALS IN NEED OF BEHAVIORAL HEALTH  
27 INTERVENTIONS OR TO DIVERT INDIVIDUALS FROM THE CRIMINAL JUSTICE  
28 SYSTEM.

29 **SECTION 12.** In Colorado Revised Statutes, 27-60-104, **amend**  
30 (2) as follows:

31 **27-60-104. Behavioral health crisis response system - crisis**  
32 **service facilities - walk-in centers - mobile response units.** (2) (a) On  
33 or before January 1, 2018, the state department shall ensure that mobile  
34 response units are available to respond to a behavioral health crisis  
35 anywhere in the state within no more than two hours, either face-to-face  
36 or using telehealth operations, for mobile crisis evaluations.

37 (b) MOBILE CRISIS SERVICES MAY BE DELIVERED BY CRIMINAL  
38 JUSTICE DIVERSION PROGRAMS APPROVED BY THE STATE DEPARTMENT OR

1 A CRISIS RESPONSE SYSTEM CONTRACTOR.

2       **SECTION 13. Act subject to petition - effective date.** This act  
3 takes effect at 12:01 a.m. on the day following the expiration of the  
4 ninety-day period after final adjournment of the general assembly; except  
5 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
6 of the state constitution against this act or an item, section, or part of this  
7 act within such period, then the act, item, section, or part will not take  
8 effect unless approved by the people at the general election to be held in  
9 November 2022 and, in such case, will take effect on the date of the  
10 official declaration of the vote thereon by the governor."

11 Page 1, strike lines 103 and 104 and substitute "**JUSTICE SYSTEM.**".

\*\* \*\*\* \*\* \*\*\* \*\*