

First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 11-0691.01 Brita Darling

HOUSE BILL 11-1242

HOUSE SPONSORSHIP

Ferrandino,

SENATE SPONSORSHIP

Nicholson,

House Committees

Health and Environment
Appropriations

Senate Committees

Health and Human Services
Appropriations

SENATE
Am ended 3rd Reading
May 9, 2011

A BILL FOR AN ACT

101 **CONCERNING THE PROVISION OF INTEGRATED HEALTH CARE SERVICES**
102 **PURSUANT TO THE COLORADO MEDICAL ASSISTANCE PROGRAM,**
103 **AND MAKING AN APPROPRIATION THEREFOR.**

SENATE
Am ended 2nd Reading
May 6, 2011

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://www.leg.state.co.us/billsummaries>.)

HOUSE
3rd Reading Unam ended
April 20, 2011

The bill requires the department of health care policy and financing (the department) to review certain issues that relate to the provision of both physical and mental health care services to a patient during the same appointment as part of an integrated system of patient

HOUSE
Am ended 2nd Reading
April 19, 2011

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

care, and any barriers to the integrated care. The department shall seek input concerning the issues from behavioral health organizations and community mental health centers, as well as other health care providers as determined by the department.

The department shall report to certain committees of the general assembly concerning the issues reviewed pursuant to the bill.

The section repeals on July 1, 2012.

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

2 **SECTION 1.** Part 4 of article 4 of title 25.5, Colorado Revised
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
4 read:

5 **25.5-4-418. Integration of physical and behavioral health**
6 **services - department review - report - repeal.** (1) (a) THE GENERAL
7 ASSEMBLY FINDS AND DECLARES THAT:

8 (I) AN INTEGRATED APPROACH TO HEALTH CARE ADDRESSES THE
9 MENTAL HEALTH, INCLUDING SUBSTANCE USE DISORDER, ORAL HEALTH,
10 AND PHYSICAL HEALTH NEEDS OF A PATIENT AT THE TIME HEALTH CARE
11 SERVICES ARE PROVIDED;

12 (II) INTEGRATION OF PHYSICAL, ORAL, AND BEHAVIORAL HEALTH
13 CARE SERVICES REDUCES COSTS, IMPROVES PATIENT HEALTH OUTCOMES,
14 AND CREATES A SEAMLESS CONTINUUM OF CARE FOR THE PATIENT; AND

15 (III) VARIOUS HEALTH CARE REFORM INITIATIVES ARE BEING
16 STUDIED OR IMPLEMENTED IN COLORADO, INCLUDING ACCOUNTABLE CARE
17 ORGANIZATIONS, MEDICAL HOMES, HEALTH HOMES FOR CHRONIC
18 CONDITIONS, AND REGIONAL CARE COORDINATION ORGANIZATIONS, ALL
19 OF WHICH SEEK TO IMPROVE THE INTEGRATION OF HEALTH CARE SERVICES.

20 (b) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT
21 CURRENT REIMBURSEMENT POLICIES FOR PROVIDERS PROVIDING PHYSICAL
22 AND BEHAVIORAL HEALTH CARE SERVICES ON THE SAME DAY ARE

1 COMPLICATED AND THE POLICIES CREATE A BARRIER TO THE SEAMLESS
2 INTEGRATION OF THESE SERVICES FOR THE WELL-BEING OF THE PATIENT.

3 (2) THE STATE DEPARTMENT SHALL SEEK INPUT FROM BEHAVIORAL
4 HEALTH ORGANIZATIONS, COMMUNITY MENTAL HEALTH CENTERS, AND
5 PRIMARY CARE PROVIDERS, AS WELL AS ANY OTHER HEALTH CARE
6 PROVIDERS AS DETERMINED BY THE STATE DEPARTMENT, AND SHALL
7 REVIEW THE FOLLOWING ISSUES:

8 (a) THE STATE AND FEDERAL STATUTES AND REGULATIONS
9 AFFECTING THE INTEGRATED DELIVERY OF PHYSICAL AND BEHAVIORAL
10 HEALTH, INCLUDING BUT NOT LIMITED TO STATUTES AND REGULATIONS
11 RELATING TO PROVIDER REIMBURSEMENT, AND THE TIME AND PLACE OF
12 DELIVERY OF HEALTH CARE SERVICES;

13 (b) ANY BARRIERS OR OBSTACLES TO THE DELIVERY OF
14 INTEGRATED PHYSICAL AND BEHAVIORAL HEALTH CARE SERVICES;

15 (c) ANY REVISIONS TO STATE STATUTES OR REGULATIONS THAT
16 WOULD FACILITATE THE INTEGRATION OF PHYSICAL AND BEHAVIORAL
17 HEALTH CARE SERVICES; AND

18 (d) INCENTIVES FOR HEALTH CARE PROVIDERS THAT MAY
19 INCREASE THE NUMBER OF PROVIDERS DELIVERING INTEGRATED HEALTH
20 CARE SERVICES.

21 (3) THE STATE DEPARTMENT SHALL REPORT TO THE JOINT BUDGET
22 COMMITTEE OF THE GENERAL ASSEMBLY, THE HEALTH AND HUMAN
23 SERVICES COMMITTEE OF THE SENATE, OR ANY SUCCESSOR COMMITTEE,
24 AND THE HEALTH AND ENVIRONMENT COMMITTEE OF THE HOUSE OF
25 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEE:

26 (a) ON OR BEFORE APRIL 1, 2012, CONCERNING THE ISSUE
27 SPECIFIED IN PARAGRAPH (c) OF SUBSECTION (2) OF THIS SECTION; AND

1 (b) ON OR BEFORE JUNE 30, 2012, CONCERNING THE REMAINING
2 ISSUES SPECIFIED IN SUBSECTION (2) OF THIS SECTION.

3 (4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2012.

4 **SECTION 2. 25.5-6-108.5 (2) (b), Colorado Revised Statutes, is**
5 **amended to read:**

6 **25.5-6-108.5. Community long-term care studies - authority**
7 **to implement - alternative care facility report.** (2) (b) The study
8 conducted pursuant to this subsection (2) shall be completed by January
9 1, 2011 2012, and, if federal approval is obtained prior to final
10 figure-setting for the fiscal year commencing July 1, 2011 2012, the state
11 department shall submit a request through the budget process for
12 implementation of the approved changes for that fiscal year.

13 **SECTION 3. Appropriation.** For the implementation of section
14 2 of this act, the appropriation made in the annual general appropriation
15 act for the fiscal year beginning July 1, 2011, to the department of health
16 care policy and financing, for the executive director's office, for general
17 professional services and special projects, is increased by seventy-five
18 thousand dollars (\$75,000). Of said sum, thirty-seven thousand five
19 hundred dollars (\$37,500) shall be from cash funds from the department
20 of health care policy and financing cash fund created in section
21 25.5-1-109, Colorado Revised Statutes, and thirty-seven thousand five
22 hundred dollars (\$37,500) shall be from federal funds.

23 **SECTION 4. Appropriation adjustments in the 2011 long bill.**
24 For the implementation of this act, the appropriation made in the annual
25 general appropriation act for the fiscal year beginning July 1, 2011, to the
26 department of health care policy and financing, for the executive
27 director's office, for general professional services and special projects, is

1 increased by thirty-eight thousand five hundred dollars (\$38,500). Of
2 said sum, nineteen thousand two hundred fifty dollars (\$19,250) shall be
3 cash funds from the department of health care policy and financing cash
4 fund created in section 25.5-1-109, Colorado Revised Statutes, and
5 nineteen thousand two hundred fifty dollars (\$19,250) shall be from
6 federal funds.

7 **SECTION 5. Effective date.** (1) This act shall take effect July
8 1, 2011.

9 (2) Notwithstanding the provisions of subsection (1) of this
10 section, section 3 of this act shall only take effect if House Bill 11-1217
11 is not enacted and does not become law or if House Bill 11-1217 as
12 enacted and made law does not include an appropriation to the
13 department of health care policy and financing, for the executive
14 director's office, for general professional services and special projects, for
15 the implementation of section 25.5-6-108.5, Colorado Revised Statutes,
16 in the amount of seventy-five thousand dollars (\$75,000).

17 **SECTION 6. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, and safety.