

HB1087\_L.001

## HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Public Health Care & Human Services.HB15-1087 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, add 27-80-118 as  
4 follows:

5 **27-80-118. Alcohol and substance abuse medical detox centers**  
6 **pilot program - legislative declaration - definitions - administration**  
7 **- reporting - fund - repeal.** (1) (a) THE GENERAL ASSEMBLY FINDS AND  
8 DECLARES THAT COLORADO HAS TWO SEPARATE LICENSED LEVELS OF  
9 DETOXIFICATION IN SEPARATE FACILITY SETTINGS WHEN OFTEN  
10 INDIVIDUALS REQUIRING DETOXIFICATION FOR SUBSTANCE ABUSE NEED  
11 DETOXIFICATION TREATMENT, AS DEFINED IN SECTION 27-80-203 (9), AT  
12 ONE CONSOLIDATED FACILITY.

13 (b) THEREFORE, THE GENERAL ASSEMBLY WILL CREATE A PILOT  
14 PROGRAM TO TRIAGE INDIVIDUALS REQUIRING DETOXIFICATION FOR  
15 SUBSTANCE ABUSE, AND THIS PROGRAM WILL ASSIST IN MEETING THEIR  
16 NEEDS IN A TIMELY MANNER. THE PILOT PROGRAM WILL ALLOW FOR THE  
17 COLLABORATION AND USE OF THE TWO LICENSED LEVELS OF  
18 DETOXIFICATION TREATMENT BY AN APPROVED SERVICE PROVIDER WHILE  
19 PROVIDING THE APPROPRIATE LEVEL OF CARE AND ENSURING INDIVIDUAL  
20 SAFETY.

21 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE  
22 REQUIRES:

23 (a) "FUND" MEANS THE SUBSTANCE ABUSE MULTI-LEVEL  
24 DETOXIFICATION CARE CENTERS PILOT PROGRAM FUND CREATED IN  
25 SUBSECTION (4) OF THIS SECTION.

26 (b) "LICENSED CLINICALLY MANAGED RESIDENTIAL  
27 DETOXIFICATION", MEANS A NONMEDICAL RESIDENTIAL DETOXIFICATION  
28 LEVEL OF CARE THAT OFFERS AN ORGANIZED SERVICE THAT MAY BE  
29 DELIVERED BY TRAINED STAFF AND PROVIDES TWENTY-FOUR-HOUR  
30 SUPERVISION, OBSERVATION, AND SUPPORT FOR INDIVIDUALS WHO ARE  
31 INTOXICATED OR EXPERIENCING WITHDRAWAL. THIS LEVEL OF CARE  
32 PROVIDES FOR INDIVIDUALS WHOSE INTOXICATION OR WITHDRAWAL SIGNS  
33 AND SYMPTOMS ARE SUFFICIENTLY SEVERE TO REQUIRE  
34 TWENTY-FOUR-HOUR STRUCTURE AND SUPPORT. THIS LEVEL OF CARE  
35 WOULD NOT REQUIRE MEDICALLY MONITORED INPATIENT DETOXIFICATION  
36 SERVICE.

37 (c) "LICENSED MEDICALLY MONITORED INPATIENT  
38 DETOXIFICATION" MEANS ORGANIZED SERVICE DELIVERED BY MEDICAL



1 AND NURSING PROFESSIONALS THAT PROVIDES FOR TWENTY-FOUR-HOUR  
2 MEDICALLY SUPERVISED EVALUATION AND WITHDRAWAL MANAGEMENT.  
3 TREATMENT IS PROVIDED IN A PERMANENT FACILITY WITH INPATIENT BEDS  
4 AND SERVICES THAT ARE DELIVERED UNDER A DEFINED SET OF  
5 PHYSICIAN-APPROVED POLICIES AND PHYSICIAN-MONITORED PROCEDURES  
6 AND CLINICAL PROTOCOLS, AND TWENTY-FOUR-HOUR OBSERVATION,  
7 MONITORING, AND TREATMENT ARE AVAILABLE. THIS LEVEL RELIES ON  
8 ESTABLISHED CLINICAL PROTOCOLS TO IDENTIFY PATIENTS WHO ARE IN  
9 NEED OF MEDICAL SERVICES BEYOND THE CAPACITY OF THE FACILITY IN  
10 ORDER TO TRANSFER THOSE PATIENTS TO THE APPROPRIATE LEVEL OF  
11 CARE. THIS LEVEL PROVIDES CARE TO INDIVIDUALS WHOSE WITHDRAWAL  
12 SIGNS AND SYMPTOMS ARE SUFFICIENTLY SEVERE TO REQUIRE  
13 TWENTY-FOUR-HOUR INPATIENT CARE.

14 (d) "PILOT PROGRAM" MEANS THE SUBSTANCE ABUSE MULTI-LEVEL  
15 DETOXIFICATION CARE CENTERS PILOT PROGRAM CREATED IN SUBSECTION  
16 (3) OF THIS SECTION.

17 (e) "RURAL TREATMENT CENTER" MEANS AN ALCOHOL OR  
18 SUBSTANCE ABUSE TREATMENT CENTER THAT SERVES A COUNTY OR  
19 GROUP OF COUNTIES THAT HAS A TOTAL POPULATION OF LESS THAN FIFTY  
20 THOUSAND PEOPLE, ACCORDING TO THE MOST RECENTLY AVAILABLE  
21 POPULATION STATISTICS OF THE UNITED STATES DEPARTMENT OF  
22 COMMERCE'S BUREAU OF THE CENSUS.

23 (f) "URBAN TREATMENT CENTER" MEANS AN ALCOHOL OR  
24 SUBSTANCE ABUSE TREATMENT CENTER THAT SERVES AN AREA WITH A  
25 TOTAL POPULATION OF FIFTY THOUSAND OR MORE PEOPLE, ACCORDING TO  
26 THE MOST RECENTLY AVAILABLE POPULATION STATISTICS OF THE UNITED  
27 STATES DEPARTMENT OF COMMERCE'S BUREAU OF THE CENSUS.

28 (3)(a) THERE IS CREATED WITHIN THE UNIT THE SUBSTANCE ABUSE  
29 MULTI-LEVEL DETOXIFICATION CARE CENTERS PILOT PROGRAM. THE  
30 PURPOSE OF THE PILOT PROGRAM IS TO ALLOW INDIVIDUALS TO BE  
31 TRIAGED WITHIN THE TWO LEVELS OF DETOXIFICATION TREATMENT,  
32 DEPENDING ON THE SPECIFIC NEEDS OF THE INDIVIDUAL AFTER INITIAL  
33 ASSESSMENT, ALLOWING THE INDIVIDUAL TO RECEIVE SERVICES FROM AN  
34 APPROVED SERVICE PROVIDER FOR BOTH LICENSED MEDICALLY  
35 MONITORED INPATIENT DETOXIFICATION AND LICENSED CLINICALLY  
36 MANAGED RESIDENTIAL DETOXIFICATION. THE PILOT PROGRAM PROVIDES  
37 LICENSED MEDICALLY MONITORED INPATIENT DETOXIFICATION AND  
38 LICENSED CLINICALLY MANAGED RESIDENTIAL DETOXIFICATION WITH THE  
39 ABILITY TO PROVIDE COLLABORATIVE SERVICES THROUGH CONGRUENCE  
40 WITH THE SELECTED PILOT SITES TO INDIVIDUALS WHOSE WITHDRAWAL  
41 SIGNS AND SYMPTOMS FROM ALCOHOL, OPIATES, OR OTHER SUBSTANCES

1 ARE SUFFICIENTLY SEVERE AS TO REQUIRE TWENTY-FOUR-HOUR  
2 OBSERVATION, MONITORING, AND TREATMENT.

3 (b) (I) SUBJECT TO AVAILABLE APPROPRIATIONS, THE PILOT  
4 PROGRAM WILL BE AVAILABLE THROUGH A STATE COMPETITIVE  
5 PROCUREMENT PROCESS, WITH A REQUEST FOR PROPOSALS ISSUED ON OR  
6 BEFORE NOVEMBER 30, 2015, AND THE DEADLINE FOR SUBMISSION OF  
7 PROPOSALS IS ON OR BEFORE FEBRUARY 28, 2016. ALCOHOL AND  
8 SUBSTANCE ABUSE TREATMENT CENTERS IN COLORADO MAY SUBMIT A  
9 RESPONSE TO THE REQUEST FOR PROPOSALS FOR CONSIDERATION AS A  
10 PARTICIPANT IN THE PILOT PROGRAM. THE UNIT SHALL MAKE UP TO THREE  
11 AWARDS ON OR BEFORE MARCH 31, 2016, WITH AT LEAST ONE AWARD  
12 GOING TO A RURAL TREATMENT CENTER, ONE TO AN URBAN TREATMENT  
13 CENTER, AND ONE TO EITHER AN URBAN OR RURAL TREATMENT CENTER  
14 LOCATED IN THE WESTERN SLOPE AREA OF COLORADO. CLIENT SERVICES  
15 DELIVERY FOR PILOT PROGRAM CENTERS MUST BEGIN ON OR BEFORE JULY  
16 1, 2016. THE AWARDS MUST COVER TREATMENT SERVICES FOR PILOT  
17 PROGRAM CENTERS THROUGH JULY 1, 2019.

18 (II) THE UNIT, THROUGH A COMPETITIVE PROCUREMENT PROCESS,  
19 SHALL SECURE AN INDEPENDENT EVALUATOR TO PROVIDE AN EVALUATION  
20 OF THE OUTCOMES FOR THE TWO PILOT PROGRAM CENTERS TO ASSESS  
21 THEIR EFFECTIVENESS. THE INDEPENDENT EVALUATOR SHALL SUBMIT A  
22 REPORT FOR THE PILOT PROGRAM TO THE UNIT ON OR BEFORE OCTOBER 1,  
23 2017, AND ON OR BEFORE OCTOBER 1, 2018. ON OR BEFORE OCTOBER 1,  
24 2019, THE INDEPENDENT EVALUATOR SHALL SUBMIT A FINAL WRITTEN  
25 REPORT TO THE UNIT, THE PUBLIC HEALTH CARE AND HUMAN SERVICES  
26 COMMITTEE OF THE HOUSE OF REPRESENTATIVES, AND THE HEALTH AND  
27 HUMAN SERVICES COMMITTEE OF THE SENATE, OR ANY SUCCESSOR  
28 COMMITTEES.

29 (c) THE TREATMENT CENTERS PARTICIPATING IN THE PILOT  
30 PROGRAM SHALL OPERATE THEIR PILOT PROGRAMS FOR THREE YEARS.  
31 EACH TREATMENT CENTER SHALL SUBMIT DATA AND NECESSARY  
32 INFORMATION WHEN REQUESTED BY THE UNIT AND THE INDEPENDENT  
33 EVALUATOR IN THE PRESCRIBED FORMAT.

34 (4) THERE IS CREATED IN THE STATE TREASURY THE SUBSTANCE  
35 ABUSE MULTI-LEVEL DETOXIFICATION CARE CENTERS PILOT PROGRAM  
36 FUND, CONSISTING OF ANY MONEYS THAT MAY BE APPROPRIATED TO THE  
37 FUND BY THE GENERAL ASSEMBLY. THE MONEYS IN THE FUND ARE  
38 SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE  
39 DEPARTMENT FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH  
40 IMPLEMENTING THIS SECTION. THE STATE TREASURER MAY INVEST ANY  
41 MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE OF THIS SECTION

1 AS PROVIDED BY LAW. THE STATE TREASURER SHALL CREDIT ALL INTEREST  
2 AND INCOME DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS  
3 IN THE FUND TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED  
4 MONEYS REMAINING IN THE FUND AT THE END OF A FISCAL YEAR REMAIN  
5 IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE  
6 GENERAL FUND OR ANOTHER FUND.

7 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2020.

8 **SECTION 2. Act subject to petition - effective date.** This act  
9 takes effect at 12:01 a.m. on the day following the expiration of the  
10 ninety-day period after final adjournment of the general assembly (August  
11 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a  
12 referendum petition is filed pursuant to section 1 (3) of article V of the  
13 state constitution against this act or an item, section, or part of this act  
14 within such period, then the act, item, section, or part will not take effect  
15 unless approved by the people at the general election to be held in  
16 November 2016 and, in such case, will take effect on the date of the  
17 official declaration of the vote thereon by the governor."

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