

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

REVISED

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

LLS NO. 15-0976.01 Brita Darling x2241

SENATE BILL 15-241

SENATE SPONSORSHIP

Steadman, Grantham, Lambert

HOUSE SPONSORSHIP

Young, Hamner, Rankin

House Committees
Appropriations

House Committees
Appropriations

A BILL FOR AN ACT

101 CONCERNING COLLABORATIVE MANAGEMENT OF MULTI-AGENCY
102 SERVICES PROVIDED TO CHILDREN AND FAMILIES, AND, IN
103 CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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/bills summaries>.)

Joint Budget Committee. With respect to collaborative management of multi-agency services provided to children and families (program), the bill:

! Clarifies that children or families do not need to be in the child welfare or foster care system to receive services under

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.

HOUSE
2nd Reading Unamended
April 8, 2015

SENATE
3rd Reading Unamended
April 2, 2015

SENATE
2nd Reading Unamended
April 1, 2015

- the program;
- ! Clarifies that the department of human services (department) is responsible for ensuring statewide consistency relating to the requirements for a memorandum of understanding relating to the system of collaborative management;
- ! Clarifies the definition of the target population for the program;
- ! Requires the department and specified persons to develop performance measures for the system of collaborative management;
- ! Requires parties to a memorandum of understanding under the program to identify performance measures, report to the department concerning those measures, and participate in an annual program evaluation of their success in meeting the identified performance measures;
- ! Clarifies that incentive funding is provided to parties to a memorandum of understanding who have successfully met or exceeded the identified performance measures as reported to the department;
- ! Removes references to "elements of collaborative management"; and
- ! Authorizes the department to use general fund moneys and includes a general fund appropriation.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-1.9-101, **amend**
 3 (1), (2), and (3) (a) as follows:

4 **24-1.9-101. Legislative declaration.** (1) The general assembly
 5 hereby finds that children and families ~~who receive child welfare services~~
 6 often benefit from treatment and services that involve multiple agencies,
 7 divisions, units, and sections of departments at the state and county level.

8 (2) The general assembly further finds that the development of a
 9 uniform system of collaborative management is necessary for agencies at
 10 the state and county levels to effectively and efficiently collaborate to
 11 share resources or to manage and integrate the treatment and services

1 provided to children and families who WOULD benefit from multi-agency
2 services.

3 (3) (a) The development of a more uniform system of
4 collaborative management that includes the input, expertise, and active
5 participation of parent advocacy or family advocacy organizations may
6 reduce duplication and eliminate fragmentation of services; increase the
7 quality, appropriateness, and effectiveness of services provided;
8 encourage cost-sharing among service providers; and ultimately lead to
9 better outcomes and cost-reduction for the services provided to children
10 and families ~~in the child welfare system, including the foster care system,~~
11 in the state of Colorado.

12 **SECTION 2.** In Colorado Revised Statutes, 24-1.9-102, **amend**
13 (2) (c), (2) (h) (I), and (2) (i); and **add** (1.5) as follows:

14 **24-1.9-102. Memorandum of understanding - local-level**
15 **interagency oversight groups - individualized service and support**
16 **teams - coordination of services for children and families -**
17 **requirements - waiver.** (1.5) THE DEPARTMENT OF HUMAN SERVICES
18 SHALL ENSURE A UNIFORM SYSTEM OF COLLABORATIVE MANAGEMENT
19 THAT RESULTS IN STATEWIDE CONSISTENCY WITH RESPECT TO THE
20 REQUIREMENTS FOR PROGRAM MEMORANDUMS OF UNDERSTANDING
21 PURSUANT TO THIS ARTICLE.

22 (2) (c) **Definition of the population to be served.** The
23 memorandum of understanding ~~shall~~ **MUST** include a functional definition
24 of "children and families who would benefit from integrated multi-agency
25 services". THE COLLABORATIVE MANAGEMENT PROGRAM TARGET
26 POPULATION CONSISTS OF AT-RISK CHILDREN AND YOUTH FROM BIRTH TO
27 TWENTY-ONE YEARS OF AGE, OR FAMILIES OF CHILDREN OR YOUTH, WHO

1 WOULD BENEFIT FROM A MULTI-SYSTEM INTEGRATED SERVICE PLAN THAT
2 MAY INCLUDE PREVENTION, INTERVENTION, AND TREATMENT SERVICES.

3 **(h) Reinvestment of moneys saved to serve additional children**
4 **and families.** (I) The memorandum of understanding shall require the
5 interagency oversight group to create a procedure, subject to approval by
6 the head or director of each agency or department specified in paragraphs
7 (a) and (a.5) of subsection (1) of this section, to allow any moneys
8 resulting from waivers granted by the federal government and any state
9 general fund savings realized as a result of the implementation of the
10 collaborative system of management of multi-agency services provided
11 to children and families related to the funding sources specified by the
12 parties to the memorandum of understanding pursuant to paragraph (b) of
13 this subsection (2) to be reinvested by the parties to the memorandum of
14 understanding to provide appropriate services AS DEFINED IN PARAGRAPH
15 (b) OF THIS SUBSECTION (2) to children and families, who would benefit
16 from integrated multi-agency services, as the population is defined by the
17 memorandum of understanding pursuant to paragraph (c) of this
18 subsection (2). ~~The general fund savings realized, as referenced in this~~
19 ~~section, shall be determined in accordance with rules established by the~~
20 ~~state board of human services.~~

21 **(i) Performance-based measures.** THE DEPARTMENT OF HUMAN
22 SERVICES AND THE PERSONS SPECIFIED IN SECTION 24-1.9-103 (2) (b)
23 SHALL DEVELOP PERFORMANCE MEASURES FOR THE SYSTEM OF
24 COLLABORATIVE MANAGEMENT, WHICH MEASURES MAY BE MODIFIED
25 BIENNIALLY TO ENSURE THAT THE MEASURES REMAIN VALID. The
26 memorandum of understanding ~~shall include a provision stating whether~~
27 ~~the parties to the memorandum of understanding will attempt to meet~~

1 ~~performance measures specified by the department of human services and~~
2 ~~elements of collaborative management, as defined by rule of the state~~
3 ~~board of human services~~ MUST IDENTIFY PERFORMANCE MEASURES
4 DEVELOPED PURSUANT TO THIS PARAGRAPH (i). If the parties to the
5 memorandum of understanding ~~agree to attempt to~~ meet the IDENTIFIED
6 performance measures, ~~and elements of collaborative management,~~ the
7 memorandum of understanding ~~shall~~ MUST require the interagency
8 oversight group to create a procedure, subject to the approval of the head
9 or director of each agency or department specified in paragraphs (a) and
10 (a.5) of subsection (1) of this section, to allow any incentive moneys
11 received by the department of human services and allocated pursuant to
12 section 24-1.9-104 to be reinvested by the parties to the memorandum of
13 understanding to provide appropriate services to children and families
14 who would benefit from integrated multi-agency services, as such
15 population is defined by the memorandum of understanding pursuant to
16 paragraph (c) of this subsection (2). THE PARTIES TO A MEMORANDUM OF
17 UNDERSTANDING SHALL REPORT ANNUALLY TO THE DEPARTMENT OF
18 HUMAN SERVICES ON THE PERFORMANCE MEASURES IDENTIFIED IN THE
19 PARTIES' MEMORANDUM OF UNDERSTANDING PURSUANT TO THIS
20 PARAGRAPH (i).

21 **SECTION 3.** In Colorado Revised Statutes, **amend** 24-1.9-102.5
22 as follows:

23 **24-1.9-102.5. Evaluation.** THE DEPARTMENT OF HUMAN SERVICES
24 SHALL ENSURE THAT AN ANNUAL EXTERNAL EVALUATION OF THE
25 STATEWIDE PROGRAM AND EACH COUNTY OR REGIONAL PROGRAM IS
26 CONDUCTED BY AN INDEPENDENT OUTSIDE ENTITY. THE DEPARTMENT
27 MAY CONTRACT WITH THE OUTSIDE ENTITY TO CONDUCT AN EXTERNAL

1 EVALUATION OF THOSE COUNTIES THAT OPTED NOT TO PARTICIPATE IN THE
2 COLLABORATIVE MANAGEMENT PROGRAM. The department of human
3 services ~~is authorized to~~ SHALL utilize moneys in the performance-based
4 collaborative management incentive cash fund created in section
5 24-1.9-104, OR ANY GENERAL FUND MONEYS APPROPRIATED FOR THIS
6 PURPOSE, for ~~ongoing~~ ANNUAL external evaluations of the counties
7 participating in memorandums of understanding pursuant to section
8 24-1.9-102, also known as the collaborative management program, as
9 well as EXTERNAL EVALUATIONS AS DETERMINED BY THE DEPARTMENT OF
10 HUMANS SERVICES OF those counties that opted to not participate in the
11 collaborative management program. The ANNUAL external evaluation
12 ~~shall~~ MUST include ~~an~~ ANY evaluation that may be required in connection
13 with a waiver authorized pursuant to section 24-1.9-102 (4) ~~The~~
14 ~~department of human services, with input from the counties, agencies as~~
15 ~~listed in section 24-1.9-102 (1) (a) and (1) (a.5), the division of youth~~
16 ~~corrections in the department of human services, participating~~
17 ~~stakeholders in the private and nonprofit sector, and participating parent~~
18 ~~or family advocacy organizations that represent family members or~~
19 ~~caregivers of children who would benefit from multi-agency services~~
20 ~~participating in the collaborative management program, shall develop the~~
21 ~~criteria and components of the external evaluation~~ AND AN EVALUATION
22 OF WHETHER THE PARTIES TO A COLLABORATIVE MANAGEMENT PROGRAM
23 HAVE SUCCESSFULLY MET OR EXCEEDED THE PERFORMANCE MEASURES
24 IDENTIFIED IN THE PARTIES' MEMORANDUM OF UNDERSTANDING PURSUANT
25 TO SECTION 24-1.9-102 (2) (i). Each county participating in the
26 collaborative management program shall participate fully in the annual
27 external evaluation. ~~The department of human services is authorized to~~

1 ~~perform an evaluation pursuant to this section on an ongoing basis as~~
2 ~~needed, as determined by the department of human services and subject~~
3 ~~to available appropriations.~~

4 **SECTION 4.** In Colorado Revised Statutes, **amend** 24-1.9-102.7
5 as follows:

6 **24-1.9-102.7. Technical assistance.** The department of human
7 services shall develop and implement training for counties participating
8 in or interested in participating in the collaborative management program.
9 The department of human services shall utilize moneys in the
10 performance-based collaborative management incentive cash fund created
11 in section 24-1.9-104, OR ANY GENERAL FUND MONEYS APPROPRIATED
12 FOR THIS PURPOSE, to develop and implement training for counties. The
13 training shall identify management strategies to collaborate effectively
14 and efficiently to share resources or to manage and integrate the treatment
15 and services provided to children and families receiving collaborative
16 management services pursuant to this article.

17 **SECTION 5.** In Colorado Revised Statutes, 24-1.9-103, **amend**
18 (1) (c), (2) (b) (II), (2) (b) (III), and (2) (b) (VI) as follows:

19 **24-1.9-103. Reports - executive director review.**
20 (1) Commencing January 1, 2007, and on or before each January 1
21 thereafter, each interagency oversight group shall provide a report to the
22 executive director of each department and agency that is a party to any
23 memorandum of understanding entered into that includes:

24 (c) An accounting of moneys that were reinvested in additional
25 services provided to children or families who would benefit from
26 integrated multi-agency services due to cost-savings that may have
27 resulted or due to meeting or exceeding performance measures ~~specified~~

1 ~~by the department of human services and elements of collaborative~~
2 ~~management established by rule of the state board~~ IDENTIFIED IN THE
3 MEMORANDUM OF UNDERSTANDING PURSUANT TO SECTION 24-1.9-102 (2)
4 (i);

5 (2) (b) The following persons or their designees shall attend the
6 annual meeting required pursuant to paragraph (a) of this subsection (2):

7 (II) A superintendent of a school district that has entered into a
8 memorandum of understanding and has met or exceeded the performance
9 measures ~~specified by the department of human services and the elements~~
10 ~~of collaborative management established by rule of the state board~~
11 IDENTIFIED IN THE MEMORANDUM OF UNDERSTANDING PURSUANT TO
12 SECTION 24-1.9-102 (2) (i), as such superintendent is selected by the
13 commissioner of education;

14 (III) A director of a county department of social services that has
15 entered into a memorandum of understanding and has met or exceeded
16 the performance measures ~~specified by the department of human services~~
17 ~~and the elements of collaborative management established by rule of the~~
18 ~~state board~~ IDENTIFIED IN THE MEMORANDUM OF UNDERSTANDING
19 PURSUANT TO SECTION 24-1.9-102 (2) (i), as such director is selected by
20 the executive director of the department of human services;

21 (VI) A director of a local mental health center that has entered
22 into a memorandum of understanding and has met or exceeded the
23 performance measures ~~specified by the department of human services and~~
24 ~~the elements of collaborative management established by rule of the state~~
25 ~~board~~ IDENTIFIED IN THE MEMORANDUM OF UNDERSTANDING PURSUANT
26 TO SECTION 24-1.9-102 (2) (i), as such director is selected by the
27 executive director of the department of human services;

1 **SECTION 6.** In Colorado Revised Statutes, 24-1.9-104, **amend**
2 (3) as follows:

3 **24-1.9-104. Cash fund - creation - grants, gifts, and donations.**

4 (3) (a) On and after July 1, 2005, the executive director of the department
5 of human services shall allocate the moneys in the fund, AND ANY
6 GENERAL FUND MONEYS APPROPRIATED FOR THIS PURPOSE, to provide
7 incentives to parties to a memorandum of understanding who have agreed
8 to performance-based collaborative management pursuant to section
9 24-1.9-102 (2) (i) and who, BASED UPON THE ANNUAL REPORT TO THE
10 DEPARTMENT OF HUMAN SERVICES PURSUANT TO SECTION 24-1.9-102 (2)
11 (i), have successfully ~~implemented the elements of collaborative~~
12 ~~management specified by rule of the state board and also~~ met or exceeded
13 the performance measures ~~specified by the department of human services~~
14 IDENTIFIED IN THE PARTIES' MEMORANDUM OF UNDERSTANDING PURSUANT
15 TO SECTION 24-1.9-102 (2) (i). The incentives shall be used to provide
16 services to children and families who would benefit from integrated
17 multi-agency services, as such population is defined by the memorandum
18 of understanding pursuant to section 24-1.9-102 (2) (c).

19 (a.5) On and after July 1, 2008, the executive director of the
20 department of human services is authorized to allocate moneys in the
21 fund, AND ANY GENERAL FUND MONEYS APPROPRIATED FOR THIS PURPOSE,
22 to be used to cover the direct and indirect costs of the external evaluation
23 of the performance-based collaborative management program described
24 in section 24-1.9-102 and the technical assistance and training for
25 counties as described in section 24-1.9-102.7.

26 (b) For purposes of allocating incentive moneys ~~in the fund~~
27 pursuant to this subsection (3), the executive director of the department

1 of human services shall submit an accounting of moneys in the fund
2 available for incentives, AND ANY GENERAL FUND MONEYS APPROPRIATED
3 FOR THIS PURPOSE, and a proposal for the allocation of incentive moneys
4 to the state board of human services for review and approval prior to the
5 allocation of the moneys. The state board of human services shall approve
6 the proposal not later than thirty days after receipt of the proposal from
7 the executive director of the department of human services.

8 **SECTION 7. Appropriation.** (1) For the 2015-16 state fiscal
9 year, \$1,856,635 is appropriated to the department of human services for
10 use by the division of child welfare. This appropriation is from the
11 general fund. To implement this act, the division may use this
12 appropriation as follows:

13 (a) \$1,500,000 for allocation to parties of the memorandum of
14 understanding through the incentive formula for the collaborative
15 management program pursuant to section 24-1.9-104 (3) (a), C.R.S.;

16 (b) \$106,635 for administration of the collaborative management
17 program, which amount is based on an assumption that the division will
18 require an additional 1.5 FTE; and

19 (c) \$250,000 for the annual external evaluation of the
20 collaborative management program pursuant to section 24-1.9-102.5,
21 C.R.S.

22 **SECTION 8. Safety clause.** The general assembly hereby finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, and safety.