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HOUSE BILL 11-1193

BY REPRESENTATIVE(S) Labuda, Casso, Fields, Fischer, Hullinghorst, Pace, Peniston, Schafer S., Solano, Summers, Todd, Vigil, Wilson;
also SENATOR(S) Boyd, Aguilar, Foster, Giron, Hodge, Hudak, Jahn, Morse, Newell, Nicholson, Shaffer B., Steadman, Williams S.

CONCERNING INTEGRATED SYSTEM-OF-CARE FAMILY ADVOCACY PROGRAMS
FOR MENTAL HEALTH JUVENILE JUSTICE POPULATIONS.

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

SECTION 1. 27-69-101 (1) (f) and (2), Colorado Revised Statutes, are amended to read:

27-69-101. Legislative declaration. (1) The general assembly hereby finds and declares that:

(f) ~~There is a need to demonstrate the success of family advocates and family systems navigators in helping agencies and systems in Colorado to better meet the needs of families and youth and help state and local agencies strengthen programs~~ THE USE OF FAMILY ADVOCATES OR FAMILY SYSTEMS NAVIGATORS AS FULL PARTNERS IN SYSTEMS OF CARE IS A RELATIVELY NEW APPROACH TO HELPING MEET THE NEEDS OF FAMILIES AND YOUTH IN THE STATE. IT IS ESSENTIAL THAT COMMUNITIES HAVE THE

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SUPPORT TO IMPLEMENT AND SUSTAIN PROGRAMS IN A MANNER THAT BEST MEETS THE NEEDS OF YOUTH, FAMILIES, AND COMMUNITIES.

(2) It is therefore in the state's best interest to ~~establish demonstration~~ DEVELOP RULES AND STANDARDS AND PROVIDE TECHNICAL ASSISTANCE AND COORDINATION FOR THE FAMILY ADVOCACY MENTAL HEALTH JUVENILE JUSTICE programs for system-of-care family advocates and family systems navigators for mental health juvenile justice populations who navigate across mental health, physical health, substance abuse, developmental disabilities, juvenile justice, education, child welfare, and other state and local systems to ensure sustained and thoughtful family participation in the planning processes of the care for their children and youth.

SECTION 2. Repeal. 27-69-102 (2), (3), (6), and (9), Colorado Revised Statutes, are repealed.

SECTION 3. 27-69-103, Colorado Revised Statutes, is amended to read:

27-69-103. Programs established. There are hereby established ~~demonstration~~ FAMILY ADVOCACY MENTAL HEALTH JUVENILE JUSTICE programs for system-of-care family advocates and family systems navigators for mental health juvenile justice populations that shall be implemented and monitored by the unit, with input, cooperation, and support from the division of criminal justice, the task force, and family advocacy coalitions.

SECTION 4. 27-69-104, Colorado Revised Statutes, is amended to read:

27-69-104. Program scope - rules. (1) ~~On or before September 1, 2007, the unit, after consultation with family advocacy coalitions, the task force, and the division of criminal justice, shall develop a request for proposals to design demonstration programs for family advocacy programs that~~ THE UNIT SHALL PROMULGATE RULES AND STANDARDS, AFTER CONSULTATION WITH FAMILY ADVOCACY COALITIONS AND OTHER STAKEHOLDERS, FOR FAMILY ADVOCACY MENTAL HEALTH JUVENILE JUSTICE PROGRAMS FOR SYSTEM-OF-CARE FAMILY ADVOCATES AND FAMILY SYSTEMS NAVIGATORS FOR MENTAL HEALTH JUVENILE JUSTICE POPULATIONS. THE

PROGRAMS SHALL:

(a) Focus on youth with mental illness or co-occurring disorders who are involved in or at risk of involvement with the juvenile justice system and ~~that are~~ BE based upon the families' and youths' strengths; and

(b) Provide navigation, crisis response, integrated planning, transition services, and diversion from the juvenile justice system for youth with mental illness or co-occurring disorders.

~~(2) The unit shall accept responses to the request for proposals from a partnership between a family advocacy organization and any of the following entities or individuals that operate or are developing a family advocacy program:~~ THE UNIT SHALL PROVIDE TECHNICAL ASSISTANCE AND COORDINATION OF FAMILY ADVOCACY MENTAL HEALTH JUVENILE JUSTICE PROGRAMS THROUGHOUT THE STATE THAT PROVIDE SYSTEM-OF-CARE FAMILY ADVOCATES AND FAMILY SYSTEMS NAVIGATORS FOR MENTAL HEALTH JUVENILE JUSTICE POPULATIONS WITH SUPPORT TO IMPLEMENT AND SUSTAIN PROGRAMS THAT BEST MEET THE NEEDS OF YOUTH, FAMILIES, AND COMMUNITIES.

~~(a) A nonprofit entity;~~

~~(b) A governmental entity;~~

~~(c) A tribal government;~~

~~(d) An individual; or~~

~~(e) A group.~~

~~(3) The responses to the request for proposals shall include, but need not be limited to, the following information~~ KEY COMPONENTS OF THE FAMILY ADVOCACY MENTAL HEALTH JUVENILE JUSTICE PROGRAMS FOR SYSTEM-OF-CARE FAMILY ADVOCATES AND FAMILY SYSTEMS NAVIGATORS FOR MENTAL HEALTH JUVENILE JUSTICE POPULATIONS SHALL INCLUDE:

~~(a) Identification of~~ COORDINATION WITH the key stakeholders involved in the ~~demonstration program~~ LOCAL COMMUNITY to ensure consistent data points across all demonstration programs for consistent

~~evaluation, which shall include~~ AND EFFECTIVE COLLABORATION. THIS COLLABORATION MAY INCLUDE, BUT NEED NOT BE LIMITED TO, a family advocacy organization, ~~and, at a minimum,~~ representatives of the juvenile court, the probation department, the district attorney's office, the public defender's office, a school district, the division of youth corrections within the department of human services, a county department of social or human services, a local community mental health center, and a regional behavioral health organization, and may include representatives of a local law enforcement agency, a county public health department, a substance abuse program, a community centered board, a local juvenile services planning committee, and other community partners;

~~(b) Plans for identification of the targeted population, which shall include, at a minimum:~~ SERVICES TO YOUTH WITH MENTAL ILLNESS OR CO-OCCURRING DISORDERS WHO ARE INVOLVED IN OR AT RISK OF INVOLVEMENT WITH THE JUVENILE JUSTICE SYSTEM AND OTHER STATE AND LOCAL SYSTEMS;

~~(I) A description of the targeted population and region to be served, including youth with mental illness or co-occurring disorders who are involved in or at risk of involvement with the juvenile justice system and other state and local systems; and~~

~~(II) A description of the specific population to be served that is flexible and defined by the local community;~~

~~(c) A plan for~~ POLICIES CONCERNING THE WORK OF family advocates or family systems navigators that includes:

(I) Experience and hiring requirements;

(II) The provision of appropriate training; and

(III) A definition of roles and responsibilities; AND

~~(d) A plan for~~ SERVICES PROVIDED BY SYSTEM-OF-CARE family advocate ADVOCATES or family systems navigator program services NAVIGATORS for ~~targeted youth and their families, including~~ MENTAL HEALTH JUVENILE JUSTICE POPULATIONS, WHICH SERVICES SHALL INCLUDE:

(I) Strengths, needs, and cultural assessment;

(II) Navigation and support services;

(III) Education programs related to mental illness, co-occurring disorders, YOUTH AND FAMILY INVOLVEMENT IN THE SYSTEM OF CARE, the juvenile justice system, and other relevant systems;

(IV) Cooperative training programs for family advocates or family systems navigators and for staff, where applicable, of mental health, physical health, substance abuse, developmental disabilities, education, child welfare, juvenile justice, and other state and local systems related to the role and partnership between the family advocates or family systems navigators and the systems that affect youth and their family;

(V) Integrated crisis response services and crisis and transition planning;

(VI) Access to diversion and other services to improve outcomes for youth and their families; and

(VII) Other services as determined by the local community; AND

(VIII) COORDINATION WITH THE LOCAL COMMUNITY MENTAL HEALTH CENTER.

~~(e) A plan for providing the data required by section 27-69-105 (3), plans for a comparison group, and plans for sustainability; and~~

~~(f) A commitment to participate in the cost of the demonstration program by allocating, as a group, any moneys available to the entity, by providing services to the program, or by a combination of moneys and services in an amount equal to twenty percent of the total cost necessary to operate the program.~~

~~(4) On or before November 15, 2007, the unit, after consultation with family advocacy coalitions, the task force, and the division of criminal justice, shall select three demonstration programs to deliver juvenile justice family advocacy services. The unit shall base the selection on:~~

~~(a) The program's demonstration of collaborative partnerships that integrate family advocates or family systems navigators into the systems of care;~~

~~(b) The program's ability to serve a sufficient population that will demonstrate the success of family advocacy programs; and~~

~~(c) Any other criteria set by the unit.~~

~~(5) To ensure adequate geographic distribution, one of the selected demonstration programs shall operate in rural communities, one shall operate in urban communities, and one shall operate in suburban communities.~~

~~(6) The selected programs shall participate in the cost of the demonstration program by allocating, as a group, any moneys available to the entity, by providing services to the program, or by a combination of moneys and services in an amount equal to twenty percent of the total cost necessary to operate the program.~~

SECTION 5. 27-69-105, Colorado Revised Statutes, is amended to read:

27-69-105. Evaluation and reporting. (1) ~~On or before January 1, 2008, the unit shall prepare an initial descriptive report of the selected demonstration programs and provide the report to the legislative oversight committee, the task force, the family advocacy coalition, and the demonstration programs selected pursuant to section 27-69-104 (4).~~

~~(2) The initial report shall include, but need not be limited to, the following factors:~~

~~(a) A description of the selected demonstration programs and the entities working with the programs; and~~

~~(b) The number of families expected to be served.~~

(3) AS DETERMINED BY THE UNIT, IN CONSULTATION WITH FAMILY ADVOCACY PROGRAMS, each ~~selected demonstration~~ INTEGRATED SYSTEM-OF-CARE FAMILY ADVOCACY program FOR MENTAL HEALTH

JUVENILE JUSTICE POPULATIONS shall ~~regularly~~ forward the following data to the ~~division of criminal justice~~ UNIT, INCLUDING:

(a) System utilization outcomes, including, but not limited to, available data on services provided related to mental health, physical health, juvenile justice, developmental disabilities, substance abuse, child welfare, traumatic brain injuries, school services, and co-occurring disorders;

(b) Youth and family outcomes, related to, but not limited to, mental health, substance abuse, developmental disabilities, juvenile justice, and traumatic brain injury issues;

(c) Family and youth satisfaction and assessment of family advocates or family systems navigators;

(d) Process and leadership outcomes, including, but not limited to, measures of partnerships, service processes and practices among partnering agencies, leadership indicators, and shared responses to resources and outcomes; and

(e) Other outcomes, including, but not limited to, identification of the cost avoidance or cost savings, if any, achieved by the demonstration program, the applicable outcomes achieved, the transition services provided, and the service utilization time frames.

~~(4) On or before January 15, 2009, and on or before January 15, 2010, the division of criminal justice shall submit a compilation of the data provided pursuant to subsection (3) of this section, with an executive summary, to the legislative oversight committee, the task force, family advocacy coalitions, and the selected demonstration programs.~~

~~(5) On or before June 1, 2011, the division of criminal justice shall complete a comprehensive evaluation of the selected demonstration programs based on the data provided pursuant to subsection (3) of this section. Prior to preparing the evaluation, the division of criminal justice shall develop with the selected demonstration programs the comparison groups for the evaluation. The evaluation shall include analysis of the comparison groups. The division of criminal justice shall submit a final report, including an executive summary and recommendations, to the task force, the demonstration programs, and family advocacy coalitions for~~

~~review. The division of criminal justice, the unit, family advocacy coalitions, and the task force shall review the evaluation findings and jointly develop recommendations to be made to the legislative oversight committee.~~

~~(6) On or before July 1, 2011, the legislative oversight committee, after receiving a recommendation from the task force, shall make recommendations to the chairs of the health and human services committees of the house of representatives and the senate, or any successor committees, and the chairs of the judiciary committees of the house of representatives and the senate, or any successor committees, related to continuation or expansion throughout the state of the selected demonstration programs.~~

~~(7) The division of criminal justice shall comply with the provisions of this section only if sufficient funds are appropriated to implement this section.~~

SECTION 6. 27-69-106, Colorado Revised Statutes, is amended to read:

27-69-106. Repeal of article. This article is repealed, effective July 1, 2011 2021.

SECTION 7. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Frank McNulty
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO