

First Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 11-0340.01 Debbie Haskins

HOUSE BILL 11-1144

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HOUSE SPONSORSHIP

**Solano,** Casso, Duran, Kerr A., Todd

SENATE SPONSORSHIP

**Tochtrop,**

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House Committees

Health and Environment

Senate Committees

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A BILL FOR AN ACT

101     **CONCERNING FETAL ALCOHOL SPECTRUM DISORDERS, AND, IN**  
102             **CONNECTION THEREWITH, EXPANDING THE NUMBER OF**  
103             **MEMBERS OF THE FETAL ALCOHOL SPECTRUM DISORDERS**  
104             **COMMISSION, ENCOURAGING EVALUATION AND EXPANDED USE**  
105             **OF HEALTH WARNING INFORMATION, AND REQUIRING HEALTH**  
106             **INSURANCE COVERAGE FOR MULTIDISCIPLINARY EVALUATIONS**  
107             **OF CHILDREN SUSPECTED OF HAVING FETAL ALCOHOL**  
108             **SPECTRUM DISORDERS.**

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**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*

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.*

*applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/bills/summaries>.)*

The bill includes a legislative declaration of the general assembly's findings regarding fetal alcohol spectrum disorders (FASD), the FASD commission (commission), and the purposes for the bill.

The number of members of the commission is increased by adding a representative of the department of education and a representative of a licensed beverage trade association in Colorado. The automatic repeal date for the commission is extended until June 30, 2015.

The commission is directed to evaluate the use of health warning information about the dangers of alcohol consumption during pregnancy. The commission is directed to report to the unit that administers alcohol and drug abuse programs in the department of human services and to the health and human services committees of the senate and the house of representatives, or any successor committees, about the responses from licensed beverage retailers and patrons to the warning signs and make recommendations on how and where to use the signs and other information in the future.

The bill requires individual and group insurance policies issued or renewed on or after January 1, 2012, by companies regulated by the state insurance commissioner to cover the cost of a multidisciplinary evaluation as requested by the primary health care provider of a child under the age of 18 who is suspected of having FASD. The bill directs that the written report of the evaluation shall be sent by the diagnostic team to the child's primary health care provider and to the parent, guardian, or primary caregiver of the child. The bill states that nothing in the mandated coverage provision shall be construed to affect any existing benefits or services provided to a policyholder or dependent child. The evaluation is subject to the same copayments applicable for other diagnostic and evaluation benefits covered within the policyholder's health benefit plan. The evaluation shall be exempt from a deductible or dollar limit provision under the policyholder's health benefit plan.

If the "essential benefits" provisions for insurance policies offered through the health exchange marketplaces in 2014 under the federal health care reform act do not include coverage for a multidisciplinary evaluation for diagnosing FASD, thereby triggering a potential cost to the state, the bill directs the Colorado interagency health reform implementing board in the governor's office to study the coverage of FASD and to advise and make recommendations to the general assembly about whether the state should cover the costs of a multidisciplinary evaluation or treatment or both of FASD for health care exchange enrollees.

The general assembly finds that the Colorado health care program for children with special health care needs housed in the prevention

services division in the department of public health and environment is an effective method to provide information and support to local communities and families in need of diagnostic and evaluation services. The department of public health and environment is encouraged to enhance the capacity of local communities to serve families of children who have or are suspected of having neurodevelopmental delays, including FASD, by supporting and promoting local multidisciplinary diagnostic and evaluation clinics.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly  
3 hereby finds that:

4 (a) Alcohol use during pregnancy is the leading known cause of  
5 preventable intellectual and developmental disabilities, growth  
6 deficiencies, and brain damage in children;

7 (b) Fetal alcohol spectrum disorders (FASD) take an enormous  
8 financial toll on affected families and society as a whole;

9 (c) Most importantly, while there is no cure for FASD, it is 100%  
10 preventable if pregnant women know to abstain from alcohol; and

11 (d) One of the most effective means to prevent FASD and the  
12 resulting consequences to society is through a vigorous public awareness  
13 campaign that includes informational materials, public awareness  
14 advertisements, and warning signs targeted toward pregnant women and  
15 that involves input from licensed beverage retailers and other interested  
16 parties.

17 (2) The general assembly further finds that:

18 (a) In 2009, legislation created the FASD commission to study the  
19 issue of FASD, its impact on the state, and to recommend legislation to  
20 the general assembly;

21 (b) The FASD commission has estimated based upon national data

1 that approximately 1 in 100 live births have a fetal alcohol spectrum  
2 disorder. The estimated cost to society of raising a child with fetal  
3 alcohol syndrome (FAS) averages \$2,000,000 across the child's lifetime;  
4 and

5 (c) In order to address the problem of FAS and FASD and the  
6 consequent costs to individuals and to the state, the FASD commission  
7 has recommended that the general assembly:

8 (I) Add a representative from the Colorado department of  
9 education to the FASD commission; and

10 (II) Require that the cost of a multidisciplinary evaluation of a  
11 child with suspected FASD as requested by the child's primary health care  
12 provider be covered by insurance policies.

13 (3) The general assembly further finds that, with respect to the  
14 requirement that insurance companies cover the costs of multidisciplinary  
15 evaluations for children suspected of having FASD:

16 (a) The landmark research in the field of FASD, the Streissguth  
17 study, found that persons with fetal alcohol spectrum disorders suffer  
18 substantially from secondary issues, all of which result in significant and  
19 ongoing costs to society as a whole:

20 (I) Over 90% experienced mental health problems;

21 (II) About 60% had either been suspended or expelled from  
22 school or had dropped out;

23 (III) Approximately 60% had been in trouble with law  
24 enforcement authorities or had been charged with or convicted of a crime;

25 (IV) Almost 50% had been confined for inpatient treatment for  
26 mental health or alcohol and drug problems or had been incarcerated for  
27 a crime;

1 (V) About 50% engaged in inappropriate sexual behavior;

2 (VI) About 30% had alcohol and drug abuse problems; and

3 (VII) Approximately 80% of those twenty-one years of age and  
4 older were unable to live independently or keep a job;

5 (b) Children who have access to an evaluation that finds FASD  
6 before age 6 have, by far, the best chance of avoiding these secondary  
7 issues;

8 (c) When a person is diagnosed with FASD at age 12 or older, the  
9 likelihood that the person will require hospitalization for psychiatric  
10 problems or alcohol and drug abuse increases two- to four-fold, and these  
11 hospitalizations typically follow multiple emergency department visits by  
12 these individuals due to their severely impaired problem-solving skills;

13 (d) The medicaid program and the children's basic health plan  
14 currently provide and cover a multidisciplinary evaluation for children  
15 suspected of having FASD; and

16 (e) Requiring insurance companies that are subject to regulation  
17 by the state insurance commissioner to cover the costs of a  
18 multidisciplinary evaluation for a child suspected of having FASD will  
19 result in:

20 (I) Better outcomes for the child involved, including a greater  
21 chance at becoming a self-sufficient adult;

22 (II) Long-term cost savings to insurance companies due to the  
23 reduced likelihood of long-term hospitalizations and emergency room  
24 visits for persons with FASD; and

25 (III) Fewer persons with FASD housed in costly mental health  
26 facilities or incarcerated in prisons.

27 (4) The general assembly, therefore, declares that it is in the best

1 interests of citizens of Colorado:

2 (a) To implement the recommendations of the FASD commission  
3 described in subsection (2) of this section;

4 (b) To promote greater use and distribution of signs warning  
5 against consuming alcohol while pregnant and other informational  
6 materials about the dangers of drinking alcohol during pregnancy;

7 (c) To add a representative of the licensed beverage retailers to the  
8 FASD commission to provide input on development and distribution of  
9 informational materials that will increase awareness of the serious  
10 consequences of drinking alcohol while pregnant; and

11 (d) To extend the duration of the FASD commission for 3 more  
12 years to allow it to continue its work on FASD issues and prevention.

13 **SECTION 2.** 27-80-116, Colorado Revised Statutes, is amended  
14 to read:

15 **27-80-116. Fetal alcohol spectrum disorders - legislative**  
16 **declaration - health warning signs - commission - repeal.** (1) The  
17 general assembly hereby finds and declares that:

18 (a) Fetal alcohol exposure is ~~among~~ the leading known ~~causes~~  
19 CAUSE of ~~mental-retardation~~ PREVENTABLE INTELLECTUAL AND  
20 DEVELOPMENTAL DISABILITIES and birth defects in the children of this  
21 state;

22 (b) Individuals with undiagnosed fetal alcohol ~~exposure~~  
23 SPECTRUM DISORDERS suffer substantially from secondary issues such as  
24 child abuse and neglect, separation from families, multiple foster  
25 placements, depression, aggression, school failure, juvenile detention, and  
26 job instability;

27 (b.5) COMPARED TO INDIVIDUALS DIAGNOSED BEFORE AGE

1 TWELVE, INDIVIDUALS WITH UNDIAGNOSED FASD ARE TWO TO FOUR  
2 TIMES MORE LIKELY TO SUFFER FROM INAPPROPRIATE SEXUAL BEHAVIOR,  
3 DISRUPTED SCHOOL EXPERIENCES, TROUBLE WITH THE LAW, DRUG AND  
4 ALCOHOL PROBLEMS, OR CONFINEMENT IN A JAIL, MENTAL HOSPITAL, OR  
5 DRUG AND ALCOHOL TREATMENT FACILITY;

6 (c) These secondary disabilities come at a high cost to individuals,  
7 their families, and society; and

8 (d) A survey performed in 2006 by the Colorado pregnancy risk  
9 assessment system estimated that eleven and two-tenths percent of  
10 women in Colorado said that they drank alcohol during the last three  
11 months of their pregnancy; AND

12 (e) THE COMMISSION SHOULD EVALUATE THE CURRENT USE AND  
13 DISTRIBUTION OF WRITTEN AND ELECTRONIC INFORMATIONAL MATERIALS  
14 DESIGNED TO INCREASE AWARENESS OF THE CONSEQUENCES OF DRINKING  
15 ALCOHOL WHILE PREGNANT AND SHOULD INVESTIGATE ADDITIONAL  
16 MEANS BY WHICH SUCH WRITTEN AND ELECTRONIC MATERIALS MIGHT  
17 BEST BE USED.

18 (2) The general assembly therefore declares that fetal alcohol  
19 exposure and its related problems can be reduced substantially by a  
20 greater awareness of the consequences of drinking alcohol while pregnant  
21 and by early diagnosis and receipt of appropriate and effective  
22 intervention.

23 (3) Each ~~vendor~~ PERSON licensed in ~~Colorado~~ PURSUANT TO  
24 SECTION 12-47-401 (1) (h) TO (1) (t), C.R.S., to sell ~~alcoholic beverages~~  
25 MALT, VINOUS, AND SPIRITUOUS LIQUORS OR LICENSED PURSUANT TO  
26 SECTION 12-46-104 (1) (c), C.R.S., TO SELL FERMENTED MALT BEVERAGES  
27 is hereby encouraged to post a health warning sign pursuant to paragraph

1 (c) of subsection (4) of this section, informing patrons that the  
2 consumption of alcohol during pregnancy may cause birth defects,  
3 including fetal alcohol ~~syndrome~~ SPECTRUM DISORDERS.

4 (4)(a) There is hereby created the fetal alcohol spectrum disorders  
5 commission, referred to in this section as the "commission". The  
6 commission is created as a temporary commission under section 22 of  
7 article IV of the state constitution. The commission shall be composed  
8 of no more than ~~ten~~ TWELVE members. On or before August 30, 2009, the  
9 executive director, in consultation with a nonprofit organization that  
10 works with FASD issues, shall appoint the commission members with the  
11 goal of selecting a broad representation of individuals working in the field  
12 of FASD. The commission shall include representation from the  
13 following areas and groups in any combination the executive director  
14 deems appropriate:

- 15 (I) Pediatrics;
- 16 (II) Family physicians;
- 17 (III) Child development programs that work with special needs  
18 children;
- 19 (IV) The department of public health and environment;
- 20 (V) The juvenile justice system;
- 21 (VI) Preschool, elementary, secondary, and higher education;
- 22 (VII) Parents, foster parents, or legal guardians of children OR  
23 ADULTS affected by FASD;
- 24 (VIII) The developmentally disabled community; ~~and~~
- 25 (IX) Speech, language, and occupational therapy;
- 26 (X) THE DEPARTMENT OF EDUCATION; AND
- 27 (XI) A REPRESENTATIVE OF A TRADE ASSOCIATION THAT



1 REPRESENTS LICENSED BEVERAGE RETAILERS IN COLORADO.

2 (b) The commission shall meet at least once on or before  
3 September 30, 2009. At its first meeting, the commission shall elect by  
4 a majority vote a chairperson from among the commission members who  
5 shall act as the presiding officer of the commission, determine a meeting  
6 schedule, and develop a list of priorities. Commission members shall  
7 serve without compensation or reimbursement of expenses.

8 (c) ~~On or before October 30, 2009,~~ The commission shall develop  
9 a health warning sign AND OTHER INFORMATIONAL MATERIALS for use by  
10 ~~vendors~~ PERSONS LICENSED PURSUANT TO SECTION 12-47-401 (1) (h) TO  
11 (1) (t), C.R.S., TO SELL MALT, VINOUS, AND SPIRITUOUS LIQUORS OR  
12 LICENSED PURSUANT TO SECTION 12-46-104 (1) (c), C.R.S., TO SELL  
13 FERMENTED MALT BEVERAGES and a plan for making the sign AND OTHER  
14 INFORMATIONAL MATERIALS available on-line to ~~vendors~~ SUCH LICENSED  
15 PERSONS AND OTHER INTERESTED PARTIES. At a minimum, the health  
16 warning sign shall read as follows:

17 HEALTH WARNING

18 DRINKING ANY ALCOHOLIC BEVERAGE DURING  
19 PREGNANCY MAY CAUSE BIRTH DEFECTS.

20 (d) On or before December 1, 2009, and as needed thereafter, the  
21 commission shall make recommendations to the unit and to the health and  
22 human services committees of the senate and the house of representatives,  
23 or any successor committees. The commission's recommendations shall  
24 address the prevention of and education about FASD and any other  
25 FASD-related issues. THE COMMISSION SHALL EVALUATE THE USE OF THE  
26 HEALTH WARNING SIGNS DEVELOPED PURSUANT TO PARAGRAPH (c) OF  
27 THIS SUBSECTION (4), THE RESPONSE BY LICENSED PERSONS, AS DESCRIBED

1 IN PARAGRAPH (c) OF THIS SUBSECTION (4), TO THE SIGNS, AND THE  
2 RESPONSE BY WOMEN AND PATRONS TO THE SIGNS. THE COMMISSION  
3 SHALL MAKE RECOMMENDATIONS TO THE UNIT AND TO THE HEALTH AND  
4 HUMAN SERVICES COMMITTEES OF THE SENATE AND THE HOUSE OF  
5 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, ON THE MOST  
6 EFFECTIVE USE OF THE WARNING SIGNS AND SHALL ALSO RECOMMEND THE  
7 MOST EFFECTIVE USE OF OTHER WRITTEN AND ELECTRONIC  
8 INFORMATIONAL MATERIALS IN THE FUTURE.

9 (e) This subsection (4) is repealed, effective June 30, 2012 2015.

10 **SECTION 3. Repeal.** 27-80-101 (7), Colorado Revised Statutes,  
11 is repealed as follows:

12 **27-80-101. Definitions.** As used in this article, unless the context  
13 otherwise requires:

14 (7) ~~"Vendor" means any bar, tavern, restaurant, or retail~~  
15 ~~establishment licensed in the state of Colorado under articles 46 and 47~~  
16 ~~of title 12, C.R.S., to sell alcoholic beverages for consumption on or off~~  
17 ~~the vendor's premises.~~

18 **SECTION 4.** 10-16-104, Colorado Revised Statutes, is amended  
19 BY THE ADDITION OF A NEW SUBSECTION to read:

20 **10-16-104. Mandatory coverage provisions - definitions.**

21 (1.9) **Fetal alcohol spectrum disorders.** (a) ALL INDIVIDUAL AND  
22 GROUP HEALTH BENEFIT PLANS SHALL PROVIDE COVERAGE FOR A  
23 MULTIDISCIPLINARY EVALUATION AS REQUESTED BY THE PRIMARY HEALTH  
24 CARE PROVIDER OF A CHILD UNDER EIGHTEEN YEARS OF AGE WHO IS  
25 SUSPECTED OF HAVING A FETAL ALCOHOL SPECTRUM DISORDER. THE  
26 WRITTEN REPORT OF THE EVALUATION SHALL BE SENT BY THE DIAGNOSTIC  
27 TEAM TO THE CHILD'S HEALTH CARE PROVIDER AND TO THE PARENT,

1 GUARDIAN, OR PRIMARY CAREGIVER OF THE CHILD.

2 (b) AS USED IN THIS SUBSECTION (1.9), UNLESS THE CONTEXT  
3 OTHERWISE REQUIRES:

4 (I) "FETAL ALCOHOL SPECTRUM DISORDERS" OR "FASD" MEANS  
5 THE RANGE OF EFFECTS THAT CAN OCCUR IN A PERSON WHOSE MOTHER  
6 CONSUMED ALCOHOL DURING PREGNANCY. THESE EFFECTS MAY INCLUDE  
7 PHYSICAL, MENTAL, BEHAVIORAL, OR LEARNING DISABILITIES OR ANY  
8 COMBINATION THEREOF, AND MAY HAVE LIFELONG IMPLICATIONS FOR THE  
9 PERSON. THE TERM "FASD" IS NOT ITSELF A SPECIFIC DIAGNOSIS USED BY  
10 CLINICIANS BUT INCLUDES A NUMBER OF SPECIFIC CONDITIONS SUCH AS  
11 FETAL ALCOHOL SYNDROME (FAS), FETAL ALCOHOL EFFECTS (FAE),  
12 ALCOHOL-RELATED NEURODEVELOPMENTAL DISORDER (ARND), AND  
13 ALCOHOL-RELATED BIRTH DEFECTS (ARBD).

14 (II) "MULTIDISCIPLINARY EVALUATION" MEANS AN EVALUATION  
15 OF A CHILD SUSPECTED OF HAVING A FETAL ALCOHOL SPECTRUM DISORDER  
16 BY A TEAM OF LICENSED PROFESSIONALS, INCLUDING PERSONS QUALIFIED  
17 TO ASSESS THE CHILD IN THE FOLLOWING AREAS: MEDICAL STATUS,  
18 PSYCHOLOGICAL FUNCTIONS, EXECUTIVE FUNCTIONS, FINE AND GROSS  
19 MOTOR ABILITIES, AND SPEECH AND COMMUNICATION SKILLS. THE  
20 "MULTIDISCIPLINARY EVALUATION" INCLUDES A WRITTEN REPORT  
21 CONTAINING THE FINDINGS OF THE DIFFERENT PROFESSIONALS AND THE  
22 RECOMMENDATIONS OF THE TEAM.

23 (c) NOTHING IN THIS SUBSECTION (1.9) SHALL BE CONSTRUED TO  
24 PERMIT AN INSURANCE CARRIER:

25 (I) TO REDUCE BENEFITS PROVIDED FOR THE TREATMENT OF THE  
26 EFFECTS OF FETAL ALCOHOL SPECTRUM DISORDERS; OR

27 (II) TO DENY OR REFUSE TO PROVIDE OTHERWISE COVERED

1 SERVICES, REFUSE TO ISSUE, RENEW, OR REISSUE, OR OTHERWISE RESTRICT  
2 OR TERMINATE COVERAGE UNDER A HEALTH BENEFIT PLAN BECAUSE THE  
3 COVERED PERSON OR HIS OR HER COVERED DEPENDENT IS DETERMINED  
4 THROUGH AN EVALUATION TO HAVE A FETAL ALCOHOL SPECTRUM  
5 DISORDER.

6 (d) THE BENEFITS PROVIDED IN THIS SUBSECTION (1.9) ARE  
7 SUBJECT TO THE SAME COPAYMENTS ESTABLISHED FOR OTHER DIAGNOSTIC  
8 AND EVALUATION BENEFITS COVERED WITHIN THE POLICYHOLDER'S  
9 HEALTH BENEFIT PLAN.

10 (e) THE BENEFITS PROVIDED IN THIS SUBSECTION (1.9) SHALL BE  
11 EXEMPT FROM A DEDUCTIBLE OR DOLLAR LIMIT PROVISION UNDER THE  
12 POLICYHOLDER'S HEALTH BENEFIT PLAN.

13 (f) THIS SUBSECTION (1.9) SHALL TAKE EFFECT JANUARY 1, 2012,  
14 AND SHALL APPLY TO HEALTH BENEFIT PLANS, AS DEFINED IN SECTION  
15 10-16-102 (21), ISSUED OR RENEWED ON OR AFTER SAID DATE.

16 (g) THE GENERAL ASSEMBLY NOTES THAT EFFECTIVE JANUARY 1,  
17 2014, UNDER THE FEDERAL "PATIENT PROTECTION AND AFFORDABLE  
18 CARE ACT", PUB.L. 111-148, (PPACA) AND THE FEDERAL "HEALTH CARE  
19 AND EDUCATION RECONCILIATION ACT OF 2010", PUB.L. 111-152, IF THE  
20 "ESSENTIAL BENEFITS" PROVISIONS FOR INSURANCE POLICIES OFFERED  
21 THROUGH THE HEALTH EXCHANGE MARKETPLACES DO NOT INCLUDE  
22 COVERAGE FOR A MULTIDISCIPLINARY EVALUATION FOR DIAGNOSING  
23 FASD, THEN THE STATE WILL HAVE TO PAY ANY ADDITIONAL COSTS FOR  
24 THOSE BENEFITS FOR EXCHANGE ENROLLEES. IF SUCH COVERAGE IS NOT  
25 INCLUDED IN THE ESSENTIAL BENEFITS PROVISIONS, THE COLORADO  
26 INTERAGENCY HEALTH REFORM IMPLEMENTING BOARD, CREATED IN THE  
27 GOVERNOR'S OFFICE TO COORDINATE EFFORTS TO IMPLEMENT THE

1 FEDERAL HEALTH REFORM ACTS, IS DIRECTED TO STUDY AND ADVISE THE  
2 GENERAL ASSEMBLY ON WHETHER THE COSTS OF A MULTIDISCIPLINARY  
3 EVALUATION FOR OR TREATMENT OF FASD OR BOTH SHOULD BE COVERED  
4 BY THE STATE. THE COLORADO INTERAGENCY HEALTH REFORM  
5 IMPLEMENTING BOARD SHALL SUBMIT A REPORT WITH ITS FINDINGS AND  
6 RECOMMENDATIONS TO THE HEALTH AND HUMAN SERVICES COMMITTEES  
7 OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR  
8 COMMITTEES, ON OR BEFORE MARCH 1, 2013.

9 **SECTION 5.** 25-1.5-105 (1) (c), Colorado Revised Statutes, is  
10 amended to read:

11 **25-1.5-105. Detection of diseases - powers and duties of**  
12 **department.** (1) The department has, in addition to all other powers and  
13 duties imposed upon it by law, the powers and duties provided in this  
14 section as follows:

15 (c) To establish programs of community and professional  
16 education relevant to the detection, prevention, and control of  
17 environmental and chronic diseases. THE GENERAL ASSEMBLY FINDS  
18 THAT THE COLORADO HEALTH CARE PROGRAM FOR CHILDREN WITH  
19 SPECIAL HEALTH CARE NEEDS IN THE PREVENTION SERVICES DIVISION IN  
20 THE DEPARTMENT IS AN EFFECTIVE METHOD TO PROVIDE INFORMATION  
21 AND SUPPORT TO LOCAL COMMUNITIES AND FAMILIES IN NEED OF  
22 DIAGNOSTIC AND EVALUATION SERVICES. THE DEPARTMENT IS  
23 ENCOURAGED TO ENHANCE THE CAPACITY OF LOCAL COMMUNITIES TO  
24 SERVE FAMILIES OF CHILDREN WHO HAVE OR ARE SUSPECTED OF HAVING  
25 NEURODEVELOPMENTAL DELAYS, INCLUDING FETAL ALCOHOL SPECTRUM  
26 DISORDERS, BY SUPPORTING AND PROMOTING LOCAL MULTIDISCIPLINARY  
27 DIAGNOSTIC AND EVALUATION CLINICS.

1           **SECTION 6. Act subject to petition - effective date.** This act  
2 shall take effect at 12:01 a.m. on the day following the expiration of the  
3 ninety-day period after final adjournment of the general assembly (August  
4 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a  
5 referendum petition is filed pursuant to section 1 (3) of article V of the  
6 state constitution against this act or an item, section, or part of this act  
7 within such period, then the act, item, section, or part shall not take effect  
8 unless approved by the people at the general election to be held in  
9 November 2012 and shall take effect on the date of the official  
10 declaration of the vote thereon by the governor.