

**First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 13-0905.01 Jane Ritter x4342

SENATE BILL 13-266

SENATE SPONSORSHIP

Aguilar and Nicholson, Carroll, Giron, Guzman, Jahn, Kefalas, Kerr, Newell, Ulibarri,
Todd, Hudak, Roberts

HOUSE SPONSORSHIP

Kraft-Tharp and Young, McCann

Senate Committees

Health & Human Services
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING A REQUEST FOR PROPOSALS PROCESS TO CREATE A**
102 **COORDINATED BEHAVIORAL HEALTH CRISIS RESPONSE SYSTEM**
103 **FOR COMMUNITIES THROUGHOUT THE STATE.**

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>.)

The bill directs the department of human services (department) to issue a request for proposals to entities with the capacity to create a statewide coordinated and seamless behavioral health crisis response system (crisis system). Proposals will be accepted for each of 5 specific

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.*

components of a crisis system: A 24-hour crisis telephone hotline, walk-in crisis services and crisis stabilization units, mobile crisis services, residential and respite crisis services, and a public information campaign. The department is directed to establish and work with a committee of interested stakeholders, including the department of health care policy and financing, to develop the request for proposals and the selection criteria. The committee will also be responsible for reviewing proposals and awarding contracts. The request for proposals is scheduled to go out on or before September 1, 2013, and contracts must be awarded on or before January 1, 2014. The department is required to make annual reports to the general assembly on the progress toward implementing the crisis system.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 27-60-102 as
3 follows:

4 **27-60-102. Behavioral health crisis response system - services**
5 **- request for proposals - criteria - reporting - rules - definitions.**

6 (1) (a) ON OR BEFORE SEPTEMBER 1, 2013, THE STATE DEPARTMENT
7 SHALL ISSUE A STATEWIDE REQUEST FOR PROPOSALS TO ENTITIES WITH
8 THE CAPACITY TO CREATE A COORDINATED AND SEAMLESS BEHAVIORAL
9 HEALTH CRISIS RESPONSE SYSTEM TO PROVIDE CRISIS INTERVENTION
10 SERVICES, AS DEFINED IN SUBSECTION (7) OF THIS SECTION, FOR
11 COMMUNITIES THROUGHOUT THE STATE. THE STATE DEPARTMENT SHALL
12 COLLABORATE WITH THE BEHAVIORAL HEALTH TRANSFORMATION
13 COUNCIL, CREATED IN SECTION 27-61-102, TO ENSURE THAT SERVICES
14 RESULTING FROM THE REQUEST FOR PROPOSALS ARE ALIGNED
15 THROUGHOUT THE SYSTEM, INTEGRATED, AND COMPREHENSIVE.
16 SEPARATE PROPOSALS MAY BE SOLICITED AND ACCEPTED FOR EACH OF
17 THE FIVE COMPONENTS LISTED IN PARAGRAPH (b) OF THIS SUBSECTION (1).
18 THE BEHAVIORAL HEALTH CRISIS SYSTEM CREATED THROUGH THIS
19 REQUEST FOR PROPOSALS PROCESS MUST BE BASED ON THE FOLLOWING

1 PRINCIPLES:

2 (I) CULTURAL COMPETENCE;

3 (II) STRONG COMMUNITY RELATIONSHIPS;

4 (III) THE USE OF PEER SUPPORT;

5 (IV) THE USE OF EVIDENCE-BASED PRACTICES;

6 (V) BUILDING ON EXISTING FOUNDATIONS WITH AN EYE TOWARD

7 INNOVATION;

8 (VI) UTILIZATION OF AN INTEGRATED SYSTEM OF CARE; AND

9 (VII) OUTREACH TO STUDENTS THROUGH SCHOOL-BASED CLINICS.

10 (b) THE COMPONENTS OF THE BEHAVIORAL HEALTH CRISIS

11 RESPONSE SYSTEM CREATED THROUGH THIS REQUEST FOR PROPOSAL

12 PROCESS MUST REFLECT A CONTINUUM OF CARE FROM CRISIS RESPONSE

13 THROUGH STABILIZATION AND SAFE RETURN TO THE COMMUNITY, WITH

14 ADEQUATE SUPPORT FOR TRANSITIONS TO EACH STAGE. SPECIFIC

15 COMPONENTS INCLUDE:

16 (I) A TWENTY-FOUR-HOUR TELEPHONE CRISIS SERVICE THAT IS

17 STAFFED BY SKILLED PROFESSIONALS WHO ARE CAPABLE OF ASSESSING

18 CHILD, ADOLESCENT, AND ADULT CRISIS SITUATIONS AND MAKING THE

19 APPROPRIATE REFERRALS;

20 (II) WALK-IN CRISIS SERVICES AND CRISIS STABILIZATION UNITS

21 WITH THE CAPACITY FOR IMMEDIATE CLINICAL INTERVENTION, TRIAGE,

22 AND STABILIZATION. THE WALK-IN CRISIS SERVICES AND CRISIS

23 STABILIZATION UNITS MUST EMPLOY AN INTEGRATED HEALTH MODEL

24 BASED ON EVIDENCE-BASED PRACTICES THAT CONSIDER AN INDIVIDUAL'S

25 PHYSICAL AND EMOTIONAL HEALTH, ARE A PART OF A CONTINUUM OF

26 CARE, AND THAT ARE LINKED TO MOBILE CRISIS SERVICES AND CRISIS

27 RESPITE SERVICES.

1 (III) MOBILE CRISIS SERVICES AND UNITS THAT ARE LINKED TO THE
2 WALK-IN CRISIS SERVICES AND CRISIS RESPITE SERVICES AND THAT HAVE
3 THE ABILITY TO INITIATE A RESPONSE IN A TIMELY FASHION TO A
4 BEHAVIORAL HEALTH CRISIS;

5 (IV) RESIDENTIAL AND RESPITE CRISIS SERVICES THAT ARE LINKED
6 TO THE WALK-IN CRISIS SERVICES AND CRISIS RESPITE SERVICES AND THAT
7 INCLUDE A RANGE OF SHORT-TERM CRISIS RESIDENTIAL SERVICES,
8 INCLUDING BUT NOT LIMITED TO COMMUNITY LIVING ARRANGEMENTS;
9 AND

10 (V) A PUBLIC INFORMATION CAMPAIGN.

11 (2) THE STATE DEPARTMENT SHALL COLLABORATE WITH THE
12 COMMITTEE OF INTERESTED STAKEHOLDERS ESTABLISHED IN SUBSECTION
13 (3) OF THIS SECTION TO DEVELOP THE REQUEST FOR PROPOSALS,
14 INCLUDING ELIGIBILITY AND AWARD CRITERIA. PRIORITY MAY BE GIVEN TO
15 ENTITIES THAT HAVE DEMONSTRATED PARTNERSHIPS WITH
16 COLORADO-BASED RESOURCES. PROPOSALS WILL BE EVALUATED ON, AT
17 A MINIMUM, AN APPLICANT'S ABILITY, RELATIVE TO THE SPECIFIC
18 COMPONENT INVOLVED, TO:

19 (a) DEMONSTRATE INNOVATION BASED ON EVIDENCE-BASED
20 PRACTICES THAT SHOW EVIDENCE OF COLLABORATION WITH EXISTING
21 SYSTEMS OF CARE TO BUILD ON CURRENT STRENGTHS AND MAXIMIZE
22 RESOURCES;

23 (b) COORDINATE CLOSELY WITH COMMUNITY MENTAL HEALTH
24 ORGANIZATIONS THAT PROVIDE SERVICES REGARDLESS OF THE SOURCE OF
25 PAYMENT, SUCH AS BEHAVIORAL HEALTH ORGANIZATIONS, COMMUNITY
26 MENTAL HEALTH CENTERS, REGIONAL CARE COLLABORATIVE
27 ORGANIZATIONS, SUBSTANCE USE TREATMENT PROVIDERS, AND MANAGED

- 1 SERVICE ORGANIZATIONS;
- 2 (c) SERVE INDIVIDUALS REGARDLESS OF THEIR ABILITY TO PAY;
- 3 (d) BE PART OF A CONTINUUM OF CARE;
- 4 (e) UTILIZE PEER SUPPORTS;
- 5 (f) INCLUDE KEY COMMUNITY PARTICIPANTS;
- 6 (g) DEMONSTRATE A CAPACITY TO MEET THE DEMAND FOR
- 7 SERVICES;
- 8 (h) UNDERSTAND AND PROVIDE SERVICES THAT ARE SPECIALIZED
- 9 FOR THE UNIQUE NEEDS OF CHILD AND ADOLESCENT PATIENTS; AND
- 10 (i) REFLECT AN UNDERSTANDING OF THE DIFFERENT RESPONSE
- 11 MECHANISMS UTILIZED BETWEEN MENTAL HEALTH AND SUBSTANCE USE
- 12 DISORDER CRISES.

13 (3) THE STATE DEPARTMENT SHALL ESTABLISH A COMMITTEE OF

14 INTERESTED STAKEHOLDERS THAT WILL BE RESPONSIBLE FOR REVIEWING

15 THE PROPOSALS AND AWARDED CONTRACTS PURSUANT TO THIS SECTION.

16 REPRESENTATIONS FROM THE STATE DEPARTMENT OF HEALTH CARE

17 POLICY AND FINANCING MUST BE INCLUDED IN THE COMMITTEE OF

18 INTERESTED STAKEHOLDERS. A STAKEHOLDER PARTICIPATING IN THE

19 COMMITTEE MUST NOT HAVE A FINANCIAL OR OTHER CONFLICT OF

20 INTEREST THAT WOULD PREVENT HIM OR HER FROM IMPARTIALLY

21 REVIEWING PROPOSALS.

22 (4) (a) THE DEPARTMENT SHALL ISSUE THE REQUEST FOR

23 PROPOSALS ON OR BEFORE SEPTEMBER 1, 2013, AND, SUBJECT TO

24 AVAILABLE APPROPRIATIONS, ON OR BEFORE EACH SEPTEMBER 1

25 THEREAFTER. PURSUANT TO THE STATE PROCUREMENT CODE, ARTICLES

26 101 AND 102 OF TITLE 24, C.R.S., THE DEPARTMENT SHALL MAKE AWARDS

27 ON OR BEFORE JANUARY 1, 2014, AND, IF A REQUEST IS ISSUED, ON OR

1 BEFORE EACH JANUARY 1 THEREAFTER.

2 (b) IF THE FULL APPROPRIATION BY THE GENERAL ASSEMBLY FOR
3 THE IMPLEMENTATION OF THIS SECTION IS NOT DISPERSED AS SPECIFIED IN
4 PARAGRAPH (a) OF THIS SUBSECTION (4), THE COMMITTEE SHALL ACCEPT
5 AND REVIEW PROPOSALS AND AWARD CONTRACTS AS THE PROPOSALS ARE
6 RECEIVED AND NOT REQUIRE AN APPLICATION BE HELD UNTIL A
7 SUBSEQUENT REQUEST FOR PROPOSALS.

8 (5) IF NECESSARY, THE STATE BOARD MAY PROMULGATE RULES TO
9 IMPLEMENT THE PROVISIONS OF THIS SECTION OR THE SERVICES TO BE
10 SUPPLIED PURSUANT TO THIS SECTION.

11 (6) BEGINNING IN JANUARY 2014, AND EVERY JANUARY
12 THEREAFTER, THE STATE DEPARTMENT SHALL REPORT PROGRESS ON THE
13 IMPLEMENTATION OF A COMPREHENSIVE STATEWIDE BEHAVIORAL HEALTH
14 CRISIS RESPONSE SYSTEM AS PART OF ITS "STATE MEASUREMENT FOR
15 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)
16 GOVERNMENT ACT" HEARING REQUIRED BY SECTION 2-7-203, C.R.S.

17 (7) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
18 REQUIRES:

19 (a) "CRISIS INTERVENTION SERVICES" MEANS AN ARRAY OF
20 INTEGRATED SERVICES THAT ARE AVAILABLE TWENTY-FOUR HOURS A DAY,
21 SEVEN DAYS A WEEK, TO RESPOND TO AND ASSIST INDIVIDUALS WHO ARE
22 IN A BEHAVIORAL HEALTH EMERGENCY.

23 (b) "STATE BOARD" MEANS THE STATE BOARD OF HUMAN SERVICES
24 CREATED AND AUTHORIZED PURSUANT TO SECTION 26-1-107, C.R.S.

25 (c) "STATE DEPARTMENT" MEANS THE STATE DEPARTMENT OF
26 HUMAN SERVICES CREATED PURSUANT TO SECTION 26-1-105, C.R.S.

27 **SECTION 2. Safety clause.** The general assembly hereby finds,

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