

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

**REREVISED**

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

LLS NO. 05-0452.02 Jerry Barry

**HOUSE BILL 05-1015**

---

**HOUSE SPONSORSHIP**

**Romanoff,**

**SENATE SPONSORSHIP**

**Johnson,**

---

**House Committees**

Health and Human Services  
Appropriations

**Senate Committees**

Health and Human Services

---

**A BILL FOR AN ACT**

101 **CONCERNING SUBSTANCE ABUSE TREATMENT UNDER THE "COLORADO**  
102 **MEDICAL ASSISTANCE ACT".**

---

**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)*

Adds outpatient substance abuse treatment as an optional service to the medical services program ("program"). Requires the state auditor to report to the legislative audit committee on whether the provision of substance abuse treatment services has resulted in an increase or decrease in the overall cost of the program. If the legislative audit committee adopts a resolution finding that the provision of substance abuse treatment resulted in an increase in cost to the program, repeals provisions adding it to the program.

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.*

SENATE  
3rd Reading Unamended  
May 9, 2005

SENATE  
2nd Reading Unamended  
May 6, 2005

HOUSE  
3rd Reading Unamended  
April 15, 2005

HOUSE  
2nd Reading Unamended  
April 14, 2005

---

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

2           **SECTION 1.** Part 5 of article 4 of title 26, Colorado Revised  
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to  
4 read:

5           **26-4-534. Outpatient substance abuse treatment - report of**  
6 **state auditor - amendment to state plan - repeal.** (1) (a) ON OR  
7 BEFORE JANUARY 1, 2006, THE STATE DEPARTMENT SHALL AMEND THE  
8 STATE PLAN OF MEDICAL ASSISTANCE TO REFLECT THE ADDITION OF THIS  
9 SECTION AND SECTION 26-4-302 (1) (u).

10           (b) THIS SUBSECTION (1) IS REPEALED, EFFECTIVE JULY 1, 2006.

11           (2) (a) ON OR BEFORE JANUARY 1, 2011, THE STATE AUDITOR  
12 SHALL SUBMIT A REPORT TO THE LEGISLATIVE AUDIT COMMITTEE  
13 ANALYZING THE COSTS AND SAVINGS TO THE MEDICAL ASSISTANCE  
14 PROGRAM OF PROVIDING OUTPATIENT SUBSTANCE ABUSE TREATMENT.

15           (b) ON OR BEFORE MARCH 31, 2011, BASED UPON THE REPORT  
16 REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION (2), IF THE LEGISLATIVE  
17 AUDIT COMMITTEE ADOPTS A RESOLUTION FINDING THAT PROVIDING  
18 OUTPATIENT SUBSTANCE ABUSE TREATMENT HAS RESULTED IN AN  
19 OVERALL INCREASE IN COSTS TO THE MEDICAL ASSISTANCE PROGRAM,  
20 SECTION 26-4-302 (1) (u) IS REPEALED, EFFECTIVE JULY 1, 2011.

21           (3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2011.

22           **SECTION 2.** 26-4-302 (1), Colorado Revised Statutes, is  
23 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

24           **26-4-302. Basic services for the categorically needy - optional**  
25 **services - repeal.** (1) Subject to the provisions of subsection (2) of this  
26 section, the following are services for which federal financial

1 participation is available and which Colorado has selected to provide as  
2 optional services under the medical assistance program:

3 (u) (I) OUTPATIENT SUBSTANCE ABUSE TREATMENT.

4 (II) ON OR BEFORE MARCH 31, 2011, PURSUANT TO SECTION  
5 26-4-534 (2), IF THE LEGISLATIVE AUDIT COMMITTEE ADOPTS A  
6 RESOLUTION FINDING THAT PROVIDING OUTPATIENT SUBSTANCE ABUSE  
7 TREATMENT HAS RESULTED IN AN OVERALL INCREASE IN COSTS TO THE  
8 MEDICAL ASSISTANCE PROGRAM, THIS PARAGRAPH (u) IS REPEALED,  
9 EFFECTIVE JULY 1, 2011.

10 **SECTION 3. Safety clause.** The general assembly hereby finds,  
11 determines, and declares that this act is necessary for the immediate  
12 preservation of the public peace, health, and safety.