

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Public & Behavioral Health & Human Services.

HB23-1003 be amended as follows:

- 1 Amend printed bill, page 2, line 6, strike "ASSESSMENT" and substitute
2 "SCREENING".
- 3 Page 2, line 8, strike "ASSESSMENT" and substitute "SCREENING".
- 4 Page 3, strike lines 1 and 2 and substitute "USED FOR EARLY
5 IDENTIFICATION OF A MENTAL HEALTH CONCERN, WHICH CONCERN MAY BE
6 EITHER VALIDATED OR REFUTED UPON REVIEW BY A SUBJECT MATTER
7 EXPERT".
- 8 Page 3, line 4, strike "LEGAL GUARDIAN, OR OTHER ADULT PERSON
9 RECOGNIZED BY THE" and substitute "OR LEGAL GUARDIAN".
- 10 Page 3, strike line 5.
- 11 Page 3, line 13, strike ""QUALIFIED PROVIDER"" and substitute
12 ""SCREENER"".
- 13 Page 3, line 17, strike "**assessment**" and substitute "**screening**".
- 14 Page 3, line 21, strike "AN AT-RISK STUDENT" and substitute "A STUDENT
15 WHO MAY BE SUFFERING FROM A MENTAL OR EMOTIONAL HEALTH
16 CONCERN".
- 17 Page 5, line 7, strike "AND".
- 18 Page 5, line 9, strike "SECTION." and substitute "SECTION;".
- 19 Page 5, after line 9 insert:
20 "(c) UTILIZE AN EVIDENCE-BASED SCREENING TOOL TO CONDUCT
21 THE MENTAL HEALTH SCREENING;
22 (d) BE MADE AVAILABLE IN A STUDENT'S NATIVE LANGUAGE; AND
23 (e) BE REPRODUCIBLE IN A DIGITAL FORMAT AND IN ANY OTHER
24 FORMAT NECESSARY TO BE ACCESSIBLE TO ALL STUDENTS".
- 25 Page 5, line 14, strike "ASSESSMENTS" and substitute "SCREENINGS".
- 26 Page 5, line 24, strike "AND".
- 27 Page 5, after line 24 insert:

1 "(e) BE TRAUMA-INFORMED; AND".

2 Reletter succeeding paragraph accordingly.

3 Page 6, line 2, strike "SERVICES." and substitute "SERVICES WITHIN
4 TWENTY-FOUR HOURS AFTER A STUDENT COMPLETES THE MENTAL HEALTH
5 SCREENING."

6 Page 6, line 7, after "STUDENT'S" insert "PARENTS AND".

7 Page 6, strike lines 10 through 19 and substitute:

8 "(b) IF, AFTER REVIEWING THE MENTAL HEALTH SCREENING
9 RESULTS, THE SCREENER BELIEVES A STUDENT MAY BE SUFFERING FROM
10 A MENTAL HEALTH CONCERN, INCLUDING, BUT NOT LIMITED TO, THOSE
11 STATED IN SUBSECTION (10)(a) OF THIS SECTION, AND IS IN NEED OF
12 ADDITIONAL MENTAL HEALTH SERVICES, THE SCREENER SHALL NOTIFY THE
13 STUDENT'S PARENT WITHIN FORTY-EIGHT HOURS AFTER THE STUDENT
14 COMPLETES THE MENTAL HEALTH SCREENING AND PROVIDE THE
15 STUDENT'S PARENT WITH INFORMATION ON RESOURCES AND SERVICES
16 PROVIDED THROUGH iMATTER, INCLUDING HOW TO APPLY FOR SERVICES
17 THROUGH iMATTER, IF:".

18 Page 6, strike lines 23 through 27.

19 Page 7, strike line 1 and substitute:

20 "(c) IF, AFTER REVIEWING THE MENTAL HEALTH SCREENING
21 RESULTS, THE SCREENER BELIEVES A STUDENT MAY BE SUFFERING FROM
22 A MENTAL HEALTH CONCERN, INCLUDING, BUT NOT LIMITED TO, THOSE
23 STATED IN SUBSECTION (10)(a) OF THIS SECTION, AND IS IN NEED OF
24 ADDITIONAL MENTAL HEALTH SERVICES, THE SCREENER SHALL REFER THE
25 STUDENT TO iMATTER FOR MENTAL HEALTH SERVICES WITHIN
26 FORTY-EIGHT HOURS AFTER THE STUDENT COMPLETES THE MENTAL
27 HEALTH SCREENING IF THE STUDENT IS TWELVE YEARS OF AGE OR OLDER
28 AND DOES NOT CONSENT TO THE NOTIFICATION PURSUANT TO SUBSECTION
29 (10)(b)(II) OF THIS SECTION."

30 Page 7, line 7, strike "PURSUANT TO SECTION 19-3-304." and substitute
31 "TO THE STUDENT'S SCHOOL."

32 Page 7, line 12, strike "ASSESSMENTS." and substitute "SCREENINGS."

1 Page 7, line 15, strike "INFORMATION".

2 Page 7, strike lines 16 through 22 and substitute "ALL PARTIES SUBJECT
3 TO THE REQUIREMENTS OF THIS SECTION SHALL COMPLY WITH ALL
4 APPLICABLE REQUIREMENTS OF THE FEDERAL "AMERICANS WITH
5 DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101, ET SEQ., AS AMENDED;
6 SECTION 504 OF THE FEDERAL "REHABILITATION ACT OF 1973, 29 U.S.C.
7 SEC. 794, AS AMENDED; AND TITLE VI OF THE FEDERAL "CIVIL RIGHTS
8 ACT OF 1964", AS AMENDED."

9 Page 7, after line 25 insert:

10 "(14) WITHIN SIX MONTHS AFTER CONDUCTING A MENTAL HEALTH
11 SCREENING AT A SCHOOL, THE SCREENER SHALL MAKE DISAGGREGATED
12 DATA CONCERNING THE RESULTS OF THE MENTAL HEALTH SCREENING
13 AVAILABLE TO THE SCHOOL."

14 Page 7, strike lines 26 and 27.

15 Page 8, strike lines 1 through 9 and substitute:

16 "SECTION 2. In Colorado Revised Statutes, 27-60-109, **amend**
17 (1)(b) and (2)(a); **repeal** (5.5)(c) and (6); and **add** (5.5)(d) and as follows:

18 **27-60-109. Youth mental health services program - established**
19 **- report - rules - definitions.** (1) As used in this section, unless the
20 context otherwise requires:

21 (b) "Program" means the ~~temporary~~ youth mental health services
22 program established in this section.

23 (2) (a) There is established in the behavioral health administration
24 the ~~temporary~~ youth mental health services program to facilitate access
25 to mental health services, including substance use disorder services, for
26 youth to respond to mental health needs identified in an initial mental
27 health screening through the portal, including those needs that may have
28 resulted from the COVID-19 pandemic. The program reimburses
29 providers for up to three mental health sessions with a youth.

30 (5.5) (c) ~~This subsection (5.5) is repealed, effective June 30, 2024.~~

31 (d) FOR THE 2024-25 STATE FISCAL YEAR AND EACH STATE FISCAL
32 YEAR THEREAFTER, THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEY
33 TO THE STATE DEPARTMENT FOR THE PURPOSE OF THIS SECTION. THE
34 STATE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR
35 DONATIONS FROM ANY PUBLIC OR PRIVATE RESOURCE FOR THE PURPOSE
36 OF THIS SECTION.

37 (6) ~~This section is repealed, effective June 30, 2024.~~

1 **SECTION 3.** In Colorado Revised Statutes, 27-50-105, **amend**
2 (1)(g) as follows:

3 **27-50-105. Administration of behavioral health programs -**
4 **state plan - sole mental health authority.** (1) The BHA shall administer
5 and provide the following behavioral health programs and services:

6 (g) The ~~temporary~~ youth mental health services program created
7 pursuant to section 27-60-109;".

8 Renumber succeeding section accordingly.

9 Strike "ASSESSMENT" and substitute "SCREENING" on: **Page 2**, line 15;
10 **Page 3**, lines 8, 10, 15, and 19; **Page 4**, lines 5, 7, 9, 10, 13, 20, and 23;
11 **Page 5**, lines 1, 3, 5, 10, 21, 23, and 27; **Page 6**, line 3; and **Page 7**, lines
12 2 and 25.

13 Strike "QUALIFIED PROVIDER" and substitute "SCREENER" on: **Page 4**, line
14 8; **Page 5**, lines 8, 11, 13, and 16; **Page 6**, lines 1, 4, 7, 11, and 14; and
15 **Page 7**, lines 3, 5 and 6, 9, 11, and 13.

16 Page 1, line 102, strike "ASSESSMENT" and substitute "SCREENING".

** **