After consideration on the merits, the Committee recommends the following:

HB20-1017 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, lines 6 and 7, strike "AND AT LEAST ONE OPIOID ANTAGONIST".

Page 2, line 8, strike "DISORDER" and substitute "DISORDER. THE CORRECTIONAL FACILITY OR PRIVATE CONTRACT PRISON SHALL DIAGNOSE AND BEGIN PROCURING THE OPIOID AGONIST AS SOON AS PRACTICABLE, BUT NO LATER THAN THREE DAYS AFTER THE PERSON IS TAKEN INTO CUSTODY. THE CORRECTIONAL FACILITY OR PRIVATE CONTRACT PRISON SHALL MAINTAIN THE TREATMENT OF THE PERSON".

Page 3, line 1, strike "INCARCERATION." and substitute "INCARCERATION, AS MEDICALLY NECESSARY. THE PERSON MAY TRANSITION FROM AN OPIOID AGONIST TO AN OPIOID ANTAGONIST IF A MEDICAL PROFESSIONAL DETERMINES SUCH A TRANSITION IS MEDICALLY APPROPRIATE.".

Page 3, line 16, strike "AND AT LEAST ONE OPIOID ANTAGONIST".

Page 3, line 17, strike "DISORDER" and substitute "DISORDER. THE FACILITY SHALL DIAGNOSE AND BEGIN PROCURING THE OPIOID AGONIST AS SOON AS PRACTICABLE, BUT NO LATER THAN THREE DAYS AFTER THE PERSON IS TAKEN INTO CUSTODY. THE FACILITY SHALL MAINTAIN THE TREATMENT OF THE PERSON".

Page 3, line 18, strike "INCARCERATION." and substitute "INCARCERATION, AS MEDICALLY NECESSARY. THE PERSON MAY TRANSITION FROM AN OPIOID
AGONIST TO AN OPIOID ANTAGONIST IF A MEDICAL PROFESSIONAL DETERMINES SUCH A TRANSITION IS MEDICALLY APPROPRIATE."

Page 4, line 11, strike "AND AT LEAST ONE OPIOID ANTAGONIST".

Page 4, line 13, strike "DISORDER" and substitute "DISORDER. THE FACILITY SHALL DIAGNOSE AND BEGIN PROCURING THE OPIOID AGONIST AS SOON AS PRACTICABLE, BUT NO LATER THAN THREE DAYS AFTER THE PERSON IS COMMITTED TO OR PLACED WITH THE FACILITY. THE FACILITY SHALL MAINTAIN THE TREATMENT OF THE PERSON".

Page 4, line 14, strike "PLACEMENT." and substitute "PLACEMENT, AS MEDICALLY NECESSARY. THE PERSON MAY TRANSITION FROM AN OPIOID AGONIST TO AN OPIOID ANTAGONIST IF A MEDICAL PROFESSIONAL DETERMINES SUCH A TRANSITION IS MEDICALLY APPROPRIATE.".

Page 5, line 10, strike "EITHER".

Page 5, strike lines 11 through 13 and substitute "UTILIZE CURRENT PROCEDURES AND PROTOCOLS FOR THE DISPOSAL OF THE CONTROLLED SUBSTANCES.".

Page 5, strike line 23 and substitute "SHALL PROVIDE THE PERSON WITH INFORMATION ABOUT THE BEHAVIORAL HEALTH CRISIS RESPONSE SYSTEM, CREATED IN SECTION 27-60-103, TO HELP IDENTIFY AVAILABLE TREATMENT OPTIONS AND, IF PRACTICABLE, PROVIDE TRANSPORTATION FOR THE PERSON TO THE MOST APPROPRIATE FACILITY FOR".

Page 5, line 24, after the period add "THE INFORMATION ABOUT THE CRISIS HOTLINE MUST BE DEVELOPED BY THE OFFICE OF BEHAVIORAL HEALTH IN THE STATE DEPARTMENT AND BE PROVIDED TO SAFE STATIONS FOR DISTRIBUTION.".

Page 6, strike lines 4 through 18 and substitute:

"17-26-140. Continuity of care for persons in custody. (1) If a person is receiving medication-assisted treatment for a substance use disorder while the person is incarcerated, continuity of care must be provided to the person based on the following levels of treatment:

(a) Level one stabilization. Level one stabilization refers to a person who is in custody for less than thirty days, is receiving
MEDICATION-ASSISTED TREATMENT, AND IS BEING MONITORED BY
MEDICAL PERSONNEL AND ASSESSED FOR ADDITIONAL MEDICAL OR
MENTAL HEALTH NEEDS WHILE IN CUSTODY. PERSONS IDENTIFIED AS LEVEL
ONE SHALL RECEIVE INFORMATION CONTAINING TREATMENT OPTIONS
AVAILABLE IN THE COMMUNITY UPON RELEASE.

(b) **Level two treatment.** LEVEL TWO TREATMENT REFERS TO A
PERSON WHO IS IN CUSTODY FOR MORE THAN THIRTY DAYS, IS STABILIZED
ON MEDICATION-ASSISTED TREATMENT, IS RECEIVING MEDICAL AND
MENTAL HEALTH FOLLOW UP TREATMENT AS NEEDED, AND IS RECEIVING
COUNSELING AND SUPPORT. PERSONS IDENTIFIED AS LEVEL TWO WILL BE
FOLLOWED BY A CASE MANAGER TO IDENTIFY TREATMENT NEEDS WHILE
IN CUSTODY. ONCE A RELEASE DATE IS ESTABLISHED, THE PERSON SHALL
receive reentry services. If the person is bonded or released
during level two treatment, jail personnel will attempt to
identify and reinstate the person's medicaid, identify treatment
services, and schedule appointments as time permits. At a
minimum, persons identified as level two shall receive
information containing treatment options available in the
community upon release.

(c) **Level three reentry services.** LEVEL THREE REENTRY
SERVICES REFERS TO A PERSON WHO IS WITHIN SIXTY DAYS OF RELEASE
AND WHO HAS COMPLETED LEVEL ONE STABILIZATION, LEVEL TWO
TREATMENT, HAS BEEN MAINTAINED ON MEDICATION-ASSISTED
TREATMENT, AND RECEIVED COUNSELING AND TREATMENT FOR A
SUBSTANCE USE DISORDER WHILE IN CUSTODY. THE COUNTY JAIL SHALL
CONDUCT THE FOLLOWING BEFORE RELEASING THE PERSON FROM THE
COUNTY JAIL'S CUSTODY:

(I) Ensure that the person's medicaid is reinstated, if
applicable;

(II) Ensure that treatment services are readily available;

(III) Schedule appointments with the person's behavioral
health care provider or licensed health care provider;

(IV) Provide post-release resources developed pursuant
to section 17-1-103 (1)(r); and

(V) Address transportation needs."

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