



Colorado
Legislative
Council
Staff

HB17-1183

FISCAL NOTE

FISCAL IMPACT: State Local Statutory Public Entity Conditional No Fiscal Impact

Drafting Number: LLS 17-0824
Prime Sponsor(s): Rep. Foote
Sen. Gardner

Date: February 16, 2017
Bill Status: House Education
Fiscal Analyst: Kerry White (303-866-3469)

BILL TOPIC: MENTAL HEALTH PROFESSIONAL DISCLOSURES REPEAL EFFECT CLAUSE

Summary of Legislation

In 2016, the General Assembly enacted House Bill 16-1063, which allows mental health professionals to disclose to school and school district personnel and law enforcement agencies if a client communicates a threat against a school or its occupants. The communication can be a statement or other behaviors that create an "articulable and significant" threat. The original bill had language that provided a contingency in the event federal approval was required due to concerns of a potential conflict with the federal Health Insurance Portability and Accountability Act (HIPAA). This bill removes this language following direction from the federal government that there are no conflicts between the changes created under HB16-1063 and HIPAA and that no federal approval is required.

Assessment

This bill does not alter the revenue, expenditures, or workload of any agency of state or local government, or school district, and is, therefore, assessed as having no fiscal impact.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State and Local Government Contacts

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| Counties | Education |
| Human Services | Information Technology |
| Municipalities | Public Health And Environment |
| Public Safety | Regulatory Agencies |
| School Districts | Sheriffs |