

**Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

PREAMENDED

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

LLS NO. 20-0434.01 Jane Ritter x4342

HOUSE BILL 20-1139

HOUSE SPONSORSHIP

Pelton and Caraveo,

SENATE SPONSORSHIP

(None),

House Committees

Public Health Care & Human Services
Finance
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING SUPPORTING THE PEER SUPPORT PROFESSIONAL**
102 **WORKFORCE.**

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://leg.colorado.gov>.)

The bill adds definitions for "peer support professional" and "recovery support services organization" for the purposes of permissible claims submitted for reimbursement under the medical services program. A recovery support services organization (recovery organization) may bill and submit for reimbursement certain eligible peer support services (support services) provided by peer support professionals. The department

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

of human services (department) is responsible for approving a recovery support services organization for reimbursement for support services. The bill sets forth detailed criteria for approval by the department, and the department is given rule-making authority to establish other criteria and standards as necessary.

The bill creates a refundable income tax credit available for income tax years commencing on or after January 1, 2021, but before January 1, 2031, for eligible peer support professionals (eligible individuals) who have worked in Colorado at least part-time for at least 3 years in the behavioral health sector and who either return to school or who graduate and return to work in the public or private health care sector. The tax credit is available for 4 consecutive years for eligible individuals who return to school and for 3 consecutive years for eligible individuals who return to work after attending school. The office of behavioral health in the department of human services (office) shall, in conjunction with the department of human services, review documentation supplied by eligible individuals seeking the tax credit and provide certification to the department of revenue if eligibility criteria for the tax credit is met. The office may not issue tax credit certificates that total more than \$100,000 per income tax year.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 27-60-108 as
3 follows:

4 **27-60-108. Reimbursement for eligible peer support services**
5 **- requirements - rules - definitions.** (1) AS USED IN THIS SECTION,
6 UNLESS THE CONTEXT OTHERWISE REQUIRES:

7 (a) "MEDICAL ASSISTANCE PROGRAM" MEANS THE PROGRAM
8 ESTABLISHED IN ARTICLES 4, 5, AND 6 OF TITLE 25.5.

9 (b) "PEER SUPPORT PROFESSIONAL" MEANS A PEER SUPPORT
10 SPECIALIST, RECOVERY COACH, PEER AND FAMILY RECOVERY SUPPORT
11 SPECIALIST, PEER MENTOR, FAMILY ADVOCATE, OR FAMILY SYSTEMS
12 NAVIGATOR. A PEER SUPPORT PROFESSIONAL IS EIGHTEEN YEARS OF AGE
13 OR OLDER AND SELF-IDENTIFIES AS HAVING EXPERIENCED THE PROCESS OF
14 RECOVERY FROM A MENTAL HEALTH DISORDER, SUBSTANCE USE

1 DISORDER, TRAUMA, OR ONE OR ALL OF SUCH CONDITIONS, EITHER AS A
2 CONSUMER OF RECOVERY SERVICES OR AS THE PARENT OR A FAMILY
3 MEMBER OF THE CONSUMER. A PEER SUPPORT PROFESSIONAL PROVIDES
4 NONCLINICAL SUPPORT SERVICES THAT ALIGN WITH RECOMMENDATIONS
5 FROM THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES
6 ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF HEALTH AND
7 HUMAN SERVICES. A PEER SUPPORT PROFESSIONAL ENGAGES INDIVIDUALS
8 IN PEER-TO-PEER RELATIONSHIPS THAT SUPPORT HEALING, PERSONAL
9 GROWTH, LIFE SKILLS DEVELOPMENT, SELF-CARE, AND CRISIS-STRATEGY
10 DEVELOPMENT TO HELP ACHIEVE RECOVERY, WELLNESS, AND LIFE GOALS.
11 A PEER SUPPORT PROFESSIONAL HAS FORMAL TRAINING IN ALL CONTENT
12 AREAS OUTLINED IN THE CORE COMPETENCIES FOR PEER SUPPORT
13 PROFESSIONALS BY THE SUBSTANCE ABUSE AND MENTAL HEALTH
14 SERVICES ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF
15 HEALTH AND HUMAN SERVICES.

16 (c) "RECOVERY SUPPORT SERVICES ORGANIZATION" MEANS AN
17 ORGANIZATION LED AND GOVERNED BY REPRESENTATIVES OF LOCAL
18 COMMUNITIES OF RECOVERY. THE EXECUTIVE DIRECTOR OF THE STATE
19 DEPARTMENT SHALL APPROVE ALL RECOVERY SUPPORT SERVICES
20 ORGANIZATIONS. RECOVERY SUPPORT SERVICES ORGANIZATIONS PROVIDE
21 RECOVERY-FOCUSED SERVICES AND SUPPORTS, INCLUDING:

- 22 (I) PEER-DELIVERED SUPPORT SERVICES;
- 23 (II) PEER-RUN DROP-IN CENTERS, RECOVERY AND WELLNESS
24 CENTERS, AND EMPLOYMENT SERVICES;
- 25 (III) PREVENTION AND EARLY INTERVENTION ACTIVITIES;
- 26 (IV) PEER MENTORING FOR CHILDREN AND ADOLESCENTS;
- 27 (V) PATIENT AND FAMILY SUPPORT GROUPS;

1 (VI) WARM LINES; OR
2 (VII) ADVOCACY SERVICES.

3 (2) ON OR BEFORE JANUARY 1, 2022, A RECOVERY SUPPORT
4 SERVICES ORGANIZATION, AS DEFINED IN SUBSECTION (1) OF THIS SECTION,
5 THAT IS ENROLLED IN THE MEDICAL ASSISTANCE PROGRAM MAY SERVE AS
6 THE RENDERING PROVIDER FOR CLAIMS SUBMITTED FOR SERVICES
7 PERFORMED BY A RECOVERY SUPPORT SERVICES ORGANIZATION BY A PEER
8 SUPPORT PROFESSIONAL. A RECOVERY SUPPORT SERVICES ORGANIZATION
9 MAY BILL FOR ELIGIBLE SERVICES, AS DESCRIBED IN SUBSECTION (1)(c) OF
10 THIS SECTION, INCLUDING THOSE ALLOWED UNDER THE DEPARTMENT OF
11 HEALTH CARE POLICY AND FINANCING'S WAIVER AUTHORIZING THE
12 STATEWIDE SYSTEM OF COMMUNITY BEHAVIORAL HEALTH CARE.

13 (3) A RECOVERY SUPPORT SERVICES ORGANIZATION THAT IS
14 ENROLLED IN THE MEDICAL ASSISTANCE PROGRAM MAY EMPLOY AND BE
15 THE RENDERING PROVIDER FOR CLAIMS SUBMITTED BY PEER SUPPORT
16 PROFESSIONALS WORKING IN VARIOUS CLINICAL AND NONCLINICAL
17 SETTINGS, INCLUDING:

- 18 (a) JUSTICE-INVOLVED SETTINGS;
- 19 (b) PHYSICAL HEALTH SETTINGS, SUCH AS PEDIATRICIAN OR
20 OBSTETRIC AND GYNECOLOGICAL HEALTH CARE OFFICES;
- 21 (c) EMERGENCY DEPARTMENTS;
- 22 (d) COMMUNITIES WITH PERSONS EXPERIENCING HOMELESSNESS;
- 23 AND
- 24 (e) PEER RESPITE HOMES.

25 (4) ON OR BEFORE JULY 1, 2021, IN APPROVING A RECOVERY
26 SUPPORT SERVICES ORGANIZATION FOR REIMBURSEMENT PURSUANT TO
27 THIS SECTION, THE STATE DEPARTMENT SHALL REQUIRE:

1 (a) THE RECOVERY SUPPORT SERVICES ORGANIZATION TO EMPLOY
2 OR CONTRACT WITH A MENTAL HEALTH PROVIDER LICENSED PURSUANT
3 TO ARTICLE 245 OF TITLE 12 WHO IS IN GOOD STANDING AND CAN
4 DEMONSTRATE TRAINING IN SUPERVISING PEER SUPPORT PROFESSIONALS;

5 (b) THE RECOVERY SUPPORT SERVICES ORGANIZATION TO HAVE AN
6 ESTABLISHED PROCESS BY WHICH THE ORGANIZATION COORDINATES ITS
7 SERVICES WITH THOSE RENDERED BY OTHER AGENCIES TO ENSURE AN
8 UNINTERRUPTED CONTINUUM OF CARE TO PERSONS WITH BEHAVIORAL
9 HEALTH DISORDERS; AND

10 (c) RECOVERY SUPPORT SERVICES ORGANIZATIONS AND PEER
11 SUPPORT PROFESSIONALS TO MEET ANY OTHER STANDARDS AS
12 DETERMINED BY RULE OF THE STATE DEPARTMENT.

13 (5) THE STATE DEPARTMENT SHALL PROMULGATE RULES
14 ESTABLISHING MINIMUM STANDARDS THAT RECOVERY SUPPORT SERVICES
15 ORGANIZATIONS MUST MEET IN ADDITION TO THOSE OUTLINED IN
16 SUBSECTION (4) OF THIS SECTION.

17 **SECTION 2.** In Colorado Revised Statutes, **add** 39-22-543 as
18 follows:

19 **39-22-543. Peer support professional income tax credit -**
20 **report - rules - legislative declaration - definitions - repeal.**

21 (1) (a) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

22 (I) PEER SUPPORT PROFESSIONALS ARE IMPORTANT PROFESSIONALS
23 WHO HELP OTHERS ACHIEVE RECOVERY AND WELLNESS;

24 (II) THE USE OF PEER SUPPORT PROFESSIONALS IS CONSIDERED TO
25 REDUCE HOSPITALIZATIONS BY HALF, INCREASE ENGAGEMENT IN
26 SELF-CARE AND WELLNESS, AND DECREASE PSYCHOTIC SYMPTOMS IN
27 PEOPLE IN TREATMENT;

1 (III) OTHER STATES HAVE FOUND THAT USING THE SERVICES OF
2 PEER SUPPORT PROFESSIONALS FOR PEOPLE IN TREATMENT SAVES AN
3 AVERAGE OF NEARLY FIVE THOUSAND FIVE HUNDRED DOLLARS PER
4 PERSON;

5 (IV) HOWEVER, IN THE PAST TWO YEARS, THE NUMBER OF PEOPLE
6 IN COLORADO WHO DID NOT RECEIVE NECESSARY BEHAVIORAL HEALTH
7 SERVICES NEARLY DOUBLED, WITH MANY AREAS OF THE STATE CITING
8 WORKFORCE CHALLENGES AS THE LEADING CAUSE FOR UNMET NEED. PEER
9 SUPPORT PROFESSIONALS CAN HELP FILL THAT WORKFORCE NEED.

10 (V) PEER SUPPORT PROFESSIONALS ARE OFTEN POORLY PAID BUT
11 WORK WITH THE MOST ACUTE AND VULNERABLE INDIVIDUALS IN
12 TREATMENT. AN INTERNATIONAL ASSOCIATION FOR PEER SUPPORTERS
13 FOUND THAT MORE THAN EIGHTY PERCENT WERE INTERESTED IN
14 CONTINUED JOB TRAINING AND NEARLY FORTY-FIVE PERCENT SAID THEY
15 EXPECTED TO STAY IN THE BEHAVIORAL HEALTH FIELD.

16 (VI) WITHOUT CONTINUING EDUCATION, PEER SUPPORT
17 PROFESSIONALS WILL REACH A PROFESSIONAL CEILING RESULTING IN
18 POTENTIAL BURNOUT AND LEAVING THE BEHAVIORAL HEALTH SECTOR.

19 (b) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT IT IS IN
20 THE BEST INTEREST OF THE STATE TO SUPPORT THE PEER SUPPORT
21 PROFESSIONAL WORKFORCE BY MAKING AVAILABLE AN INCOME TAX
22 CREDIT FOR PEER SUPPORT PROFESSIONALS WHO MEET ESTABLISHED
23 CRITERIA.

24 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
25 REQUIRES:

26 (a) "BEHAVIORAL HEALTH CARE PROVIDER" MEANS A
27 PROFESSIONAL WHO PROVIDES BEHAVIORAL HEALTH CARE SERVICES IN

1 THE PROFESSIONAL'S SCOPE OF PRACTICE. "BEHAVIORAL HEALTH CARE
2 PROVIDER" INCLUDES:

- 3 (I) A LICENSED ADDICTION COUNSELOR;
- 4 (II) A CERTIFIED ADDICTION COUNSELOR;
- 5 (III) A LICENSED PROFESSIONAL COUNSELOR;
- 6 (IV) A LICENSED CLINICAL SOCIAL WORKER;
- 7 (V) A LICENSED MARRIAGE AND FAMILY THERAPIST; AND
- 8 (VI) A LICENSED PSYCHOLOGIST.

9 (b) "DEPARTMENT" MEANS THE DEPARTMENT OF REVENUE.

10 (c) "ELIGIBLE PEER SUPPORT PROFESSIONAL" MEANS A RESIDENT
11 INDIVIDUAL WHO IS CURRENTLY EMPLOYED IN THE BEHAVIORAL HEALTH
12 SECTOR AS A PEER SUPPORT PROFESSIONAL OR WHO HAS PREVIOUSLY BEEN
13 EMPLOYED WITHIN THE PAST TWELVE MONTHS IN THE BEHAVIORAL
14 HEALTH SECTOR AS A PEER SUPPORT PROFESSIONAL. AN ELIGIBLE PEER
15 SUPPORT PROFESSIONAL SHALL ALSO MEET THE FOLLOWING CRITERIA OF
16 EITHER SUBSECTION (2)(c)(I) OR (2)(c)(II) OF THIS SECTION:

17 (I) (A) HAS BEEN EMPLOYED IN COLORADO AS A PEER SUPPORT
18 PROFESSIONAL AT LEAST PART-TIME IN THE BEHAVIORAL HEALTH SECTOR
19 FOR A MINIMUM OF THREE YEARS; AND

20 (B) IS MATRICULATING AT THE UNDERGRADUATE OR GRADUATE
21 LEVEL FROM AN ACCREDITED COLORADO INSTITUTION OF HIGHER
22 EDUCATION WITH AT LEAST TWELVE CREDIT HOURS PER ACADEMIC YEAR;

23 OR

24 (II) (A) HAS BEEN PREVIOUSLY EMPLOYED IN COLORADO AS A
25 PEER SUPPORT PROFESSIONAL AT LEAST PART-TIME IN THE BEHAVIORAL
26 HEALTH SECTOR FOR A MINIMUM OF THREE YEARS;

27 (B) HAS GRADUATED AT THE UNDERGRADUATE OR GRADUATE

1 LEVEL FROM AN ACCREDITED COLORADO INSTITUTION OF HIGHER
2 EDUCATION; AND

3 (C) WAS SUBSEQUENTLY EMPLOYED IN COLORADO AT LEAST
4 PART-TIME IN THE PUBLIC OR PRIVATE HEALTH CARE SECTOR AS A
5 BEHAVIORAL HEALTH CARE PROVIDER.

6 (d) "INFLATION" MEANS THE ANNUAL PERCENTAGE CHANGE IN THE
7 UNITED STATES DEPARTMENT OF LABOR'S BUREAU OF LABOR STATISTICS
8 CONSUMER PRICE INDEX FOR DENVER-AURORA-LAKEWOOD FOR ALL
9 ITEMS PAID BY ALL URBAN CONSUMERS, OR ITS APPLICABLE PREDECESSOR
10 OR SUCCESSOR INDEX.

11 (e) "PEER SUPPORT PROFESSIONAL" MEANS A PEER SUPPORT
12 SPECIALIST, RECOVERY COACH, PEER AND FAMILY RECOVERY SUPPORT
13 SPECIALIST, PEER MENTOR, FAMILY ADVOCATE, OR FAMILY SYSTEMS
14 NAVIGATOR. A PEER SUPPORT PROFESSIONAL IS EIGHTEEN YEARS OF AGE
15 OR OLDER AND SELF-IDENTIFIES AS HAVING EXPERIENCED THE PROCESS OF
16 RECOVERY FROM A MENTAL HEALTH DISORDER, SUBSTANCE USE
17 DISORDER, TRAUMA, OR ONE OR ALL OF SUCH CONDITIONS, EITHER AS A
18 CONSUMER OF RECOVERY SERVICES OR AS THE PARENT OR A FAMILY
19 MEMBER OF THE CONSUMER. A PEER SUPPORT PROFESSIONAL PROVIDES
20 NONCLINICAL SUPPORT SERVICES THAT ALIGN WITH RECOMMENDATIONS
21 FROM THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES
22 ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF HEALTH AND
23 HUMAN SERVICES. A PEER SUPPORT PROFESSIONAL ENGAGES INDIVIDUALS
24 IN PEER-TO-PEER RELATIONSHIPS THAT SUPPORT HEALING, PERSONAL
25 GROWTH, LIFE SKILLS DEVELOPMENT, SELF-CARE, AND CRISIS-STRATEGY
26 DEVELOPMENT TO HELP ACHIEVE RECOVERY, WELLNESS, AND LIFE GOALS.
27 A PEER SUPPORT PROFESSIONAL HAS FORMAL TRAINING IN ALL CONTENT

1 AREAS OUTLINED IN THE CORE COMPETENCIES FOR PEER SUPPORT
2 PROFESSIONALS BY THE SUBSTANCE ABUSE AND MENTAL HEALTH
3 SERVICES ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF
4 HEALTH AND HUMAN SERVICES.

5 (f) "REVIEWING ENTITY" MEANS THE OFFICE OF BEHAVIORAL
6 HEALTH IN THE DEPARTMENT OF HUMAN SERVICES.

7 (3) (a) EXCEPT AS PROVIDED IN SUBSECTION (3)(b) OF THIS
8 SECTION, FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY
9 1, 2021, BUT BEFORE JANUARY 1, 2031, AN ELIGIBLE PEER SUPPORT
10 PROFESSIONAL IS ALLOWED A CREDIT AGAINST THE TAX IMPOSED BY THIS
11 ARTICLE 22 IN AN AMOUNT OF ONE THOUSAND DOLLARS.

12 (b) (I) EXCEPT AS PROVIDED IN SUBSECTION (3)(b)(II) OF THIS
13 SECTION, IN ORDER TO CLAIM THE CREDIT ALLOWED BY THIS SECTION, AN
14 ELIGIBLE PEER SUPPORT PROFESSIONAL SHALL APPLY TO THE REVIEWING
15 ENTITY FOR A TAX CREDIT CERTIFICATE. THE APPLYING PEER SUPPORT
16 PROFESSIONAL SHALL PROVIDE ANY DOCUMENTATION REQUIRED BY THE
17 REVIEWING ENTITY TO VERIFY THAT HE OR SHE MEETS THE ELIGIBILITY
18 REQUIREMENTS OF THIS SECTION. THE REVIEWING ENTITY SHALL REVIEW
19 THE DOCUMENTATION PROVIDED AND, IF APPROPRIATE, SHALL ISSUE THE
20 ELIGIBLE PEER SUPPORT PROFESSIONAL WITH A TAX CREDIT CERTIFICATE;
21 EXCEPT THAT THE REVIEWING ENTITY SHALL NOT ISSUE MORE THAN ONE
22 HUNDRED THOUSAND DOLLARS IN TOTAL TAX CREDIT CERTIFICATES IN AN
23 INCOME TAX YEAR. TAX CREDIT CERTIFICATES SHALL BE ISSUED IN THE
24 ORDER IN WHICH THEY ARE REQUESTED.

25 (II) AN ELIGIBLE PEER SUPPORT PROFESSIONAL WHO MEETS THE
26 CRITERIA SET FORTH IN SUBSECTION (2)(c)(I) OF THIS SECTION MAY SEEK
27 A TAX CREDIT CERTIFICATE FOR NO MORE THAN FOUR CONSECUTIVE

1 YEARS. AN ELIGIBLE PEER SUPPORT PROFESSIONAL WHO MEETS THE
2 CRITERIA SET FORTH IN SUBSECTION (2)(c)(II) OF THIS SECTION MAY SEEK
3 A TAX CREDIT CERTIFICATE FOR NO MORE THAN THREE CONSECUTIVE
4 YEARS.

5 (c) TO CLAIM THE CREDIT PURSUANT TO THIS SECTION, THE
6 ELIGIBLE PEER SUPPORT PROFESSIONAL SHALL INCLUDE THE CREDIT
7 CERTIFICATE WITH THE INCOME TAX RETURN FILED WITH THE
8 DEPARTMENT.

9 (d) FOR THE INCOME TAX YEARS COMMENCING ON OR AFTER
10 JANUARY 1, 2022, THE DEPARTMENT SHALL ADJUST THE CREDIT AMOUNT
11 SET FORTH IN SUBSECTION (3)(a) OF THIS SECTION TO REFLECT INFLATION
12 FOR EACH INCOME TAX YEAR IN WHICH THE CREDIT DESCRIBED IN THIS
13 SECTION IS ALLOWED. THE DEPARTMENT MAY ROUND THE CREDIT TO THE
14 NEAREST HUNDRED DOLLAR AMOUNT.

15 (e) AN ELIGIBLE PEER SUPPORT PROFESSIONAL IS ALLOWED ONE
16 CREDIT PURSUANT TO THIS SECTION PER YEAR.

17 (4) THE AMOUNT OF THE CREDIT ALLOWED PURSUANT TO THIS
18 SECTION THAT EXCEEDS THE ELIGIBLE PEER SUPPORT PROFESSIONAL'S
19 INCOME TAXES DUE IS REFUNDED TO THE ELIGIBLE PEER SUPPORT
20 PROFESSIONAL.

21 (5) THE REVIEWING ENTITY SHALL TRACK ALL THE CREDIT
22 CERTIFICATES ISSUED PURSUANT TO THIS SECTION IN EACH INCOME TAX
23 YEAR IN ORDER TO DETERMINE:

24 (a) HOW MANY CREDIT CERTIFICATES HAVE BEEN ISSUED TO EACH
25 ELIGIBLE PEER SUPPORT PROFESSIONAL SO THAT THE MAXIMUM NUMBER
26 OF CREDITS ISSUED PER PEER SUPPORT PROFESSIONAL SET FORTH IN
27 SUBSECTION (3)(b)(II) OF THIS SECTION ARE NOT EXCEEDED; AND

1 (b) WHEN THE TOTAL AMOUNT OF CREDIT CERTIFICATES ISSUED
2 EQUALS ONE HUNDRED THOUSAND DOLLARS PER INCOME TAX YEAR.

3 (6) THE DEPARTMENT OF HUMAN SERVICES, WITH INPUT FROM THE
4 REVIEWING ENTITY, SHALL PROMULGATE RULES CONCERNING THE
5 DOCUMENTATION REQUIRED BY SUBSECTION (3) OF THIS SECTION AND ANY
6 OTHER ELIGIBILITY REQUIREMENTS NECESSARY FOR THE IMPLEMENTATION
7 OF THIS SECTION.

8 (7) THE REVIEWING ENTITY SHALL PROVIDE AN ANNUAL REPORT
9 TO THE DEPARTMENT THAT SPECIFIES THE NAME AND SOCIAL SECURITY
10 NUMBER OF EACH ELIGIBLE PEER SUPPORT PROFESSIONAL WHO WAS ISSUED
11 A TAX CREDIT CERTIFICATE AS SPECIFIED IN SUBSECTION (3)(b) OF THIS
12 SECTION.

13 (8) ON OR BEFORE JANUARY 1, 2030, THE DEPARTMENT OF HUMAN
14 SERVICES, WITH INPUT FROM THE REVIEWING ENTITY AND THE
15 DEPARTMENT OF REVENUE, SHALL PREPARE AN EVALUATION REPORT ON
16 THE TAX CREDIT PROVIDED PURSUANT TO THIS SECTION. THE DEPARTMENT
17 OF HUMAN SERVICES SHALL PRESENT THE REPORT AS PART OF ITS
18 PRESENTATION TO ITS COMMITTEE OF REFERENCE AT A HEARING HELD
19 PURSUANT TO SECTION 2-7-203 (2)(a) OF THE "STATE MEASUREMENT FOR
20 ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)
21 GOVERNMENT ACT" IN JANUARY 2030. THE REPORT MUST PROVIDE AN
22 OVERVIEW OF THE NUMBER AND TYPES OF PEER SUPPORT PROFESSIONALS
23 WHO WERE ISSUED A TAX CREDIT PURSUANT TO THIS SECTION AND MUST
24 INCLUDE THE FOLLOWING INFORMATION:

- 25 (a) TOTAL NUMBER OF TAX CREDITS ISSUED PER YEAR;
- 26 (b) TYPES OF STUDY AREAS PURSUED;
- 27 (c) AVERAGE NUMBER OF TAX CREDITS CLAIMED PER INDIVIDUAL;

1 (d) COMMON ISSUES OR BARRIERS ENCOUNTERED IN PROVIDING
2 DOCUMENTATION FOR A TAX CREDIT; AND

3 (e) ANY INFORMATION OR RECOMMENDATIONS TO IMPROVE THE
4 TAX CREDIT PROGRAM FOR PEER SUPPORT PROFESSIONALS.

5 (9) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2034.

6 **SECTION 3. Act subject to petition - effective date.** This act
7 takes effect at 12:01 a.m. on the day following the expiration of the
8 ninety-day period after final adjournment of the general assembly (August
9 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
10 referendum petition is filed pursuant to section 1 (3) of article V of the
11 state constitution against this act or an item, section, or part of this act
12 within such period, then the act, item, section, or part will not take effect
13 unless approved by the people at the general election to be held in
14 November 2020 and, in such case, will take effect on the date of the
15 official declaration of the vote thereon by the governor.