



Legislative
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HB 20-1113

**REVISED
FISCAL NOTE**

(replaces fiscal note dated January 29, 2020)

Drafting Number: LLS 20-0161
Prime Sponsors: Rep. Titone; Landgraf

Date: April 1, 2020
Bill Status: House Appropriations
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Bill Topic: **MENTAL HEALTH EDUCATIONAL RESOURCES**

Summary of Fiscal Impact:

<input checked="" type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill requires the Office of Behavioral Health in the Department of Human Services to contract with organizations to create a website of behavioral health professionals and to advertise the website. In addition, the bill updates continuing education requirements. The bill increases state revenue and expenditures on an ongoing basis beginning in the current fiscal year.

Appropriation Summary: In FY 2020-21, this bill requires an appropriation of \$256,078 to the Department of Human Services.

Fiscal Note Status: This revised fiscal note reflects the introduced bill, as amended by the House Public Health and Human Services Committee.

**Table 1
State Fiscal Impacts Under HB 20-1113**

		FY 2020-21	FY 2021-22	FY 2022-23
Revenue		-	-	-
Expenditures	General Fund	\$256,078	\$329,310	\$179,310
Transfers		-	-	-
TABOR Refund		-	-	-

Summary of Legislation

This bill requires the Office of Behavioral Health (OBH) in the Department of Human Services (DHS) to contract with an organization to develop an online directory of behavioral health professionals and to issue a request for proposal (RFP) to advertise the directory. In addition, the bill updates continuing education requirements for mental health professionals.

Directory. This bill requires the OBH to contract with an organization to develop an online directory that provides information and resources for individuals seeking behavioral health care services. The bill also allows the OBH to accept any gifts, grants, or donations to develop this website. The directory must be available in English and Spanish and include:

- information on the Behavioral Health Crisis Response System;
- information on the referral resources used by the Crisis Hotline contractor;
- the public facing component of the behavioral health capacity system;
- any information on behavioral health public awareness campaigns; and
- other information determined by the DHS.

Request for proposal. This bill requires the OBH to issue a RFP to contract with an organization to develop and distribute demographic and digital specific targeted messaging related to the directory. Before distributing this information, the organization must conduct research to learn what demographics have the highest behavioral health needs. The RFP must be issued by April 1, 2021, and the targeted messaging must be distributed by January 1, 2022.

Continuing competency requirements. The bill allows a health care professional to take a course in mental health education to satisfy continuing competency or continuing education requirements.

Background

Currently, the OBH has an online substance use disorder facility and provider licensing and mental health designation application system called LADDERS that allows providers to upload applications. LADDERS also has a public-facing service directory of all licensed or designated providers. Individual providers licensed by the Department of Regulatory Agencies (DORA) or institutions that are licensed by the CDPHE are not included in the website. In addition, LADDERS will soon cease to exist as behavioral health licensing is transferring to CDPHE as required under HB 19-1237.

State Revenue

Starting in the current FY 2019-20, revenue to the OBH may increase to the extent it receives gifts, grants, or donations. At the time of this writing, the fiscal note has not identified any sources of funding. Revenue from gifts, grants, and donations are not subject to TABOR.

State Expenditures

State General Fund expenditures in the DHS will increase by \$256,078 in FY 2020-21, \$329,310 in FY 2021-22, and \$179,310 in FY 2022-23, as shown in Table 2 and discussed below. In addition, workload in the CDPHE and DORA will increase starting in the current FY 2020-21.

**Table 2
 Expenditures Under HB 20-1113**

	FY 2020-21	FY 2021-22	FY 2022-23
Department of Human Services			
Website Development and Maintenance	\$200,000	\$55,000	\$55,000
Contract Administrator	\$6,078	\$24,310	\$24,310
Public Campaign	-	\$250,000	\$100,000
Study	\$50,000	-	-
Total Cost	\$256,078	\$329,310	\$179,310

Department of Human Services. The DHS will have four primary cost categories under the bill:

- *Website development and maintenance.* Costs for the website are estimated at \$200,000 in FY 2020-21 and \$55,000 in FY 2021-22 and thereafter to contract with a third party to develop a public-facing online directory. Development of the website is estimated to cost \$170,000, which assumes about 1,400 hours at \$120 per hour, plus ongoing software costs estimated at \$30,000 per year. Ongoing website maintenance is estimated to cost \$25,000, which assumes about 220 hours at \$115 per hour.
- *Contract administrator.* As part of the website RFP, the DHS will retain a contract administrator to ensure that the directory is accurate and to address any complaints. This contracted staff is expected to cost \$24,310 per year, prorated to \$6,078 in the first year to account for an April 2021 start date. This amount assumes that the administrator will work for 1,040 hours per year at \$17 per hour. This amount also includes benefit and indirect costs.
- *Public awareness campaign.* The bill is estimated to increase state expenditures in the OBH by \$250,000 in FY 2021-22 and by \$100,000 in future years to issue a RFP and contract with an organization to produce a public awareness campaign. Expenditures in FY 2021-22 include costs to develop a messaging strategy and to purchase digital messaging. Based on similar projects conducted by the OBH, it is estimated that \$150,000 is needed to produce a messaging strategy and \$100,000 is necessary to purchase digital messaging.
- *Study.* In FY 2020-21 only, state expenditures in the OBH will increase by \$50,000 to pay the public campaign contractor to research and identify demographics with the highest behavioral health needs, as required by the bill. This amount is based on similar work done for Colorado Crisis Services.

Department of Regulatory Agencies. In the current FY 2019-20 only, costs in DORA will increase to conduct emergency rulemaking to incorporate the continuing education requirements. The fiscal note assumes this can be accomplished within existing appropriations.

Department of Public Health and Environment. Starting in the current FY 2019-20, workload in the CDPHE will increase on an ongoing basis to work with the OBH to develop the website. The fiscal note assumes that this workload can be accomplished within existing appropriations.

Effective Date

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

State Appropriations

For FY 2020-21, this bill requires a General Fund appropriation of \$256,078 to the Department of Human Services.

State and Local Government Contacts

Health Care Policy and Financing
Public Health and Environment

Human Services
Regulatory Agencies

Information Technology