

First Regular Session
Seventy-second General Assembly
STATE OF COLORADO

DRAFT
9.12.18

BILL 2

LLS NO. 19-0227.02 Yelana Love x2295

INTERIM COMMITTEE BILL

Opioid and Other Substance Use Disorders
Interim Study Committee

BILL TOPIC: "Substance Use Disorders Recovery"

A BILL FOR AN ACT

101 **CONCERNING SUPPORTS FOR PERSONS RECOVERING FROM SUBSTANCE**
102 **USE DISORDERS, AND, IN CONNECTION THEREWITH, REQUIRING**
103 **THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC**
104 **HEALTH AND ENVIRONMENT TO CONVENE A STAKEHOLDER**
105 **GROUP TO IDENTIFY OR FACILITATE THE DEVELOPMENT OF BEST**
106 **PRACTICES FOR OPERATING RECOVERY HOUSING AND**
107 **REQUIRING THE CENTER FOR RESEARCH INTO SUBSTANCE USE**
108 **DISORDER PREVENTION, TREATMENT, AND RECOVERY SUPPORT**
109 **STRATEGIES TO ADMINISTER A PROGRAM DESIGNED TO TEST**
110 **INNOVATIVE MODELS FOR RECOVERY SUPPORT SERVICES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does

*Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

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/>.)

Opioid and Other Substance Use Disorders Interim Study Committee. The bill:

- Requires the executive director of the department of public health and environment to convene a stakeholder group to identify, or facilitate the identification of, best practices for operating recovery housing (**section 1**); and
- Requires the center for research into substance use disorder prevention, treatment, and recovery support strategies to administer a program designed to test innovative models for recovery support services (**section 2**).

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

SECTION 1. In Colorado Revised Statutes, **add** 25-1.5-108.5 as follows:

25-1.5-108.5. Regulation of recovery residences - stakeholder group - definition. (1) AS USED IN THIS SECTION, "RECOVERY RESIDENCE" MEANS A SHARED LIVING ENVIRONMENT THAT IS FREE FROM ALCOHOL AND UNLAWFUL DRUG USE AND IS CENTERED ON PEER SUPPORT AND CONNECTION TO SERVICES, INCLUDING MEDICATION-ASSISTED TREATMENT SERVICES, THAT PROMOTE SUSTAINED RECOVERY FROM SUBSTANCE USE DISORDERS.

(2) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT, IN CONSULTATION WITH STAKEHOLDERS REPRESENTING THE SUBSTANCE USE DISORDER COMMUNITY, THE OFFICE OF BEHAVIORAL HEALTH IN THE DEPARTMENT OF HUMAN SERVICES, AND THE DEPARTMENT OF REGULATORY AGENCIES SHALL IDENTIFY, OR FACILITATE THE IDENTIFICATION OF, BEST PRACTICES, WHICH MAY INCLUDE MODEL LAWS FOR IMPLEMENTING SUGGESTED MINIMUM STANDARDS, FOR OPERATING

1 RECOVERY RESIDENCES.

2 (3) THE BEST PRACTICES MUST, AT A MINIMUM, INCLUDE A POLICY
3 THAT A RECOVERY RESIDENCE OWNER, EMPLOYEE, OR ADMINISTRATOR, OR
4 AN INDIVIDUAL RELATED TO A RECOVERY RESIDENCE OWNER, EMPLOYEE,
5 OR ADMINISTRATOR, MAY NOT DIRECTLY OR INDIRECTLY:

6 (a) SOLICIT OR ACCEPT A COMMISSION, A FEE, OR ANYTHING OF
7 MONETARY OR MATERIAL VALUE:

8 (I) FOR ADMISSION OF A RESIDENT OR RESIDENT FEES FROM A
9 THIRD PARTY, EXCEPT FOR STATE OR FEDERAL CONTRACTS THAT
10 SPECIFICALLY REIMBURSE FOR RESIDENT FEES; OR

11 (II) FROM A TREATMENT FACILITY THAT IS LICENSED OR CERTIFIED
12 BY THE DEPARTMENT FOR THE TREATMENT OF SUBSTANCE USE DISORDERS
13 FOR RESIDENT FEES; OR

14 (b) ACCEPT OR RECEIVE A PAYMENT, TRADE, COMMISSION, OR FEE
15 FROM A TOXICOLOGY LABORATORY THAT PROVIDES CONFIRMATION
16 TESTING OR POINT-OF-CARE TESTING FOR RESIDENTS.

17 (4) NO LATER THAN JANUARY 1, 2020, THE DEPARTMENT SHALL
18 SUBMIT ITS FINDINGS TO THE SENATE HEALTH AND HUMAN SERVICES
19 COMMITTEE AND THE HOUSE OF REPRESENTATIVES HEALTH, INSURANCE,
20 AND ENVIRONMENT COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

21 **SECTION 2.** In Colorado Revised Statutes, 27-80-118, **add** (5)
22 as follows:

23 **27-80-118. Center for research into substance use disorder**
24 **prevention, treatment, and recovery support strategies - legislative**
25 **declaration - established - repeal.** (5) (a) THE CENTER SHALL
26 ADMINISTER A PROGRAM DESIGNED TO TEST INNOVATIVE MODELS FOR
27 RECOVERY SUPPORT SERVICES.

1 (b) NO LATER THAN JANUARY 1, 2021, THE CENTER SHALL SUBMIT
2 A REPORT ON THE PROGRAM ADMINISTERED PURSUANT TO THIS
3 SUBSECTION (5) TO THE HOUSE OF REPRESENTATIVES COMMITTEE ON
4 HEALTH, INSURANCE, AND ENVIRONMENT AND THE SENATE COMMITTEE ON
5 HEALTH AND HUMAN SERVICES, OR THEIR SUCCESSOR COMMITTEES.

6 **SECTION 3. Safety clause.** The general assembly hereby finds,
7 determines, and declares that this act is necessary for the immediate
8 preservation of the public peace, health, and safety.