## First Regular Session Seventy-fourth General Assembly STATE OF COLORADO

DRAFT 9.9.22

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LLS NO. 23-0166.01 Alana Rosen x2606

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#### INTERIM COMMITTEE BILL

### **Colorado Youth Advisory Council Committee**

# **BILL TOPIC:** "Disordered Eating Prevention" **DEADLINES:** File by: 9/9/2022

A BILL FOR AN ACT
CONCERNING ESTABLISHING THE OFFICE OF DISORDERED EATING
PREVENTION IN THE DEPARTMENT OF PUBLIC HEALTH AND
ENVIRONMENT.

#### **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/.)

**Colorado Youth Advisory Council Committee.** The bill establishes the office of disordered eating prevention (office) in the department of public health and environment (department).

The office and the department are required to:

• Create and maintain a resource bank for research.

intervention methods, treatment resources, information on crisis services, awareness programs, and educational resources regarding disordered eating prevention and care in Colorado;

- Collaborate with the office of suicide prevention, the behavioral health administration, and organizations within the health-care industry to close gaps in care and provide support to individuals with disordered eating who transition out of inpatient care, facilitate public outreach, and increase awareness regarding disordered eating prevention and care with a focus on impacted communities, such as youth, people of color, and lesbian, gay, bisexual, and transgender individuals;
- Create outreach resources directing youth on how to seek care for disordered eating and how to report concerns for other youth, with a focus on impacted communities, such as lesbian, gay, bisexual, and transgender youth and youth of color;
- Partner with the department of education to inform teachers, administrators, school staff, students, and parents on disordered eating preventions and treatment for youth;
- Collaborate with advocacy groups, including faith-based organizations, to support a shift in public perception regarding health-care systems and disordered eating treatment and prevention;
- Coordinate the disordered eating prevention research grant program; and
- Prepare written information for primary care offices and providers throughout the state. The information must be culturally specific concerning how to recognize and respond to a patient with disordered eating and include separate written information for providers and information that may be shared with an adult patient or a youth patient and the caregivers of the youth patient.

The bill creates the disordered eating prevention commission (commission) in the department. The commission will have 17 members with professional or personal connections to disordered eating prevention. The purpose of the commission is to:

- Provide public and private leadership on disordered eating prevention in Colorado;
- Set statewide, data-driven, evidence-based, and clinically informed priorities for disordered eating prevention in Colorado:
- Serve as the advisor to the office of disordered eating prevention;

- Establish and lead subgroups to set strategy and implementation plans for the office;
- Provide a forum for government agencies, community members, and lawmakers to examine the current status of disordered eating prevention policies;
- Provide a voice for youth and focus on youth issues;
- Provide a forum for diverse perspectives to support and inform diverse communities; and
- Provide a forum for perspectives from rural communities to support and inform rural communities.

The bill creates the disordered eating prevention research grant program (grant program) in the department. The purpose of the grant program is to provide financial assistance to eligible applicants to conduct research on risk factors for disordered eating, the impact disordered eating has on Colorado, or public health interventions that examine and address the root causes of disordered eating.

1	Be it enacted by the General Assembly of the State of Colorado:
2	SECTION 1. In Colorado Revised Statutes, add part 20 to article
3	20.5 of title 25 as follows:
4	PART 20
5	OFFICE OF DISORDERED
6	EATING PREVENTION
7	25-20.5-2001. Legislative declaration. (1) THE GENERAL
8	ASSEMBLY FINDS AND DECLARES THAT:
9	(a) Eating disorders are increasingly recognized as a
10	LEADING CAUSE OF MORBIDITY AND MORTALITY;
11	(b) In 2015, Colorado had the fifth-highest rate of eating
12	DISORDERS IN THE COUNTRY AMONG YOUTH;
13	(c) Eating disorders are a mental illness that have the
14	HIGHEST MORTALITY RATE OF ANY PSYCHIATRIC ILLNESS;
15	(d) People of Color; Lesbian, Gay, Bisexual, or transgender
16	INDIVIDUALS; AND YOUTH ARE MORE LIKELY TO SUFFER FROM

1	DISORDERED EATING BUT LESS LIKELY TO RECEIVE EATING DISORDER
2	TREATMENT, CREATING A DISPROPORTIONATE GAP IN EATING DISORDER
3	PREVENTION AND CARE; AND
4	(e) THERE IS LIMITED STATE-SPECIFIC RESEARCH ON DISORDERED
5	EATING AND ITS IMPACTS ON THE STATE OF COLORADO.
6	(2) The general assembly finds, therefore, that to
7	UNDERSTAND DISORDERED EATING AND ITS IMPACTS ON COLORADANS,
8	THE STATE MUST FOCUS ON DEVELOPING RESEARCH AND RESOURCES TO
9	EDUCATE COLORADANS ON THE SEVERITY OF DISORDERED EATING AND
10	SUPPORT COLORADANS WHO DEVELOP DISORDERED EATING. IT IS ALSO
11	IMPORTANT TO RECOGNIZE THAT DISORDERED EATING HARMS AND
12	INCREASES THE MORTALITY RATE OF PEOPLE OF COLOR; LESBIAN, GAY,
13	BISEXUAL, OR TRANSGENDER INDIVIDUALS; AND YOUTH.
14	<b>25-20.5-2002. Definitions.</b> As used in this part 20, unless the
15	CONTEXT OTHERWISE REQUIRES:
16	(1) "COMMISSION" MEANS THE DISORDERED EATING PREVENTION
17	COMMISSION CREATED IN SECTION 25-20.5-2004.
18	(2) "DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC HEALTH
19	AND ENVIRONMENT CREATED PURSUANT TO SECTION 25-1-102.
20	(3) "DISORDERED EATING" MEANS A RANGE OF IRREGULAR EATING
21	DISORDERS THAT MAY WARRANT A DIAGNOSIS.
22	(4) "Disordered eating prevention research grant
23	PROGRAM" OR "GRANT PROGRAM" MEANS THE DISORDERED EATING
24	PREVENTION RESEARCH GRANT PROGRAM CREATED IN SECTION
25	25-20.5-2005.
26	(5) "Office of disordered eating prevention" means the
27	OFFICE OF DISORDERED EATING PREVENTION CREATED IN SECTION

1	25-20.5-2003.
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- 2 (6) "YOUTH" MEANS AN INDIVIDUAL WHO IS LESS THAN
  3 TWENTY-FIVE YEARS OF AGE.
- 25-20.5-2003. Office of disordered eating prevention creation
   reports. (1) On or before July 1, 2024, the office of disordered
  Eating prevention is created in the department under the
  Auspices of the prevention services division, established in
  Section 25-20.5-103. The office of disordered eating prevention
  Serves as the coordinator for eating disorder programs
  Throughout the state, including the disordered eating
- 12 (2) THE DEPARTMENT AND THE OFFICE OF DISORDERED EATING
  13 PREVENTION SHALL:

PREVENTION RESEARCH GRANT PROGRAM.

- (a) Create and maintain a resource bank for research, intervention methods, treatment resources, information on crisis services, awareness programs, and educational resources regarding disordered eating prevention and care in Colorado. The resource bank must be youth-friendly, culturally sensitive, and, when possible, available in both English and Spanish. In creating the resource bank, the department and office of disordered eating prevention shall solicit input from persons, including youth and adults, within and outside of the mental health profession, including both community and school mental health professionals.
- (b) Collaborate with the office of suicide prevention, created in Section 25-1.5-101 (1)(w), the Behavioral Health administration created in Section 27-50-102, and organizations

1	WITHIN THE HEALTH-CARE INDUSTRY TO CLOSE GAPS IN CARE, PROVIDE
2	SUPPORT TO INDIVIDUALS WITH DISORDERED EATING WHO TRANSITION OUT
3	OF INPATIENT CARE, FACILITATE PUBLIC OUTREACH, AND INCREASE
4	AWARENESS REGARDING DISORDERED EATING PREVENTIONS AND CARE
5	WITH A FOCUS ON IMPACTED COMMUNITIES, SUCH AS YOUTH, PEOPLE OF
6	COLOR, AND LESBIAN, GAY, BISEXUAL, AND TRANSGENDER INDIVIDUALS;
7	(c) Create outreach resources directing youth on how to
8	SEEK CARE FOR DISORDERED EATING AND HOW TO REPORT CONCERN FOR
9	OTHER YOUTH. THE OUTREACH RESOURCES MUST HAVE A FOCUS ON
10	IMPACTED COMMUNITIES, SUCH AS LESBIAN, GAY, BISEXUAL, AND
11	TRANSGENDER YOUTH AND YOUTH OF COLOR.
12	(d) PARTNER WITH THE DEPARTMENT OF EDUCATION TO INFORM
13	TEACHERS, ADMINISTRATORS, SCHOOL STAFF, STUDENTS, AND PARENTS ON
14	DISORDERED EATING PREVENTION AND TREATMENT OF YOUTH;
15	(e) COLLABORATE WITH ADVOCACY GROUPS, INCLUDING
16	FAITH-BASED ORGANIZATIONS, TO SUPPORT A SHIFT IN PUBLIC PERCEPTION
17	REGARDING HEALTH-CARE SYSTEMS AND DISORDERED EATING TREATMENT
18	AND PREVENTION;
19	$(f)\ Coordinate\ the\ disordered\ eating\ prevention\ research$
20	GRANT PROGRAM; AND
21	(g) Prepare written information for primary care offices
22	AND PROVIDERS THROUGHOUT THE STATE. THE INFORMATION MUST BE
23	CULTURALLY SPECIFIC CONCERNING HOW TO RECOGNIZE AND RESPOND TO
24	A PATIENT WITH DISORDERED EATING AND INCLUDE SEPARATE WRITTEN
25	INFORMATION FOR PROVIDERS AND INFORMATION THAT MAY BE SHARED
26	WITH AN ADULT PATIENT OR A YOUTH PATIENT AND THE CAREGIVERS OF
27	THE YOUTH PATIENT.

1	(3) THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS,
2	GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE
3	PURPOSES OF THIS SECTION.
4	(4) Notwithstanding section 24-1-136 (11)(a)(I), on or
5	BEFORE NOVEMBER 1, 2024, AND EVERY NOVEMBER 1 THEREAFTER, THE
6	OFFICE OF DISORDERED EATING PREVENTION SHALL SUBMIT TO THE
7	HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE
8	PUBLIC AND BEHAVIORAL HEALTH AND HUMAN SERVICES COMMITTEE OF
9	THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, A
10	REPORT THAT SUMMARIZES THE RECOMMENDATIONS FROM THE
11	COMMISSION PURSUANT TO SECTION 25-20.5-2004 (4) AND THE
12	INFORMATION THE DEPARTMENT RECEIVES REGARDING THE DISORDERED
13	EATING PREVENTION RESEARCH GRANT PROGRAM PURSUANT TO SECTION
14	25-20.5-2005 (3)(b). The office of disordered eating prevention
15	SHALL INCLUDE IN THE REPORT ANY FINDINGS AND RECOMMENDATIONS IT
16	HAS TO IMPROVE DISORDERED EATING PREVENTION IN THE STATE.
17	25-20.5-2004. Disordered eating prevention commission -
18	creation - responsibilities - repeal. (1) There is created in the
19	DEPARTMENT THE DISORDERED EATING PREVENTION COMMISSION. THE
20	PURPOSE OF THE COMMISSION IS TO:
21	(a) Provide public and private leadership on disordered
22	EATING PREVENTION IN COLORADO;
23	(b) SET STATEWIDE, DATA-DRIVEN, EVIDENCE-BASED, AND
24	CLINICALLY INFORMED PRIORITIES FOR DISORDERED EATING PREVENTION
25	in Colorado;
26	(c) Serve as the advisor to the office of disordered eating
27	PREVENTION;

1	(d) ESTABLISH AND LEAD SUBGROUPS TO SET STRATEGY AND
2	IMPLEMENTATION PLANS FOR THE OFFICE OF DISORDERED EATING
3	PREVENTION. SUBGROUP TOPICS MAY INCLUDE HOSPITALIZATION,
4	INSURANCE, HEALTH CARE, AND YOUTH.
5	(e) Provide a forum for government agencies, community
6	MEMBERS, AND LAWMAKERS TO EXAMINE THE CURRENT STATUS OF
7	DISORDERED EATING PREVENTION POLICIES;
8	(f) Provide a forum for youth and to focus on youth
9	ISSUES;
10	(g) Provide a forum for diverse perspectives to support
11	AND INFORM DIVERSE COMMUNITIES;
12	(h) Provide a forum for perspectives from rural
13	COMMUNITIES TO SUPPORT AND INFORM RURAL COMMUNITIES; AND
14	(i) DEVELOP RECOMMENDATIONS FOR LEGISLATION.
15	(2) (a) On or before December 31, 2024, the executive
16	DIRECTOR OF THE DEPARTMENT SHALL APPOINT TO THE COMMISSION THE
17	FOLLOWING MEMBERS:
18	(I) A REPRESENTATIVE FROM THE OFFICE OF DISORDERED EATING
19	PREVENTION IN THE DEPARTMENT, WHICH OFFICE IS THE ADMINISTRATOR
20	AND COORDINATOR OF THE COMMISSION;
21	(II) A REPRESENTATIVE FROM THE BEHAVIORAL HEALTH
22	ADMINISTRATION, CREATED IN SECTION 27-50-102;
23	(III) A REPRESENTATIVE FROM THE COLORADO YOUTH ADVISORY
24	COUNCIL, CREATED IN SECTION 2-2-1302;
25	(IV) A REPRESENTATIVE FROM HIGHER EDUCATION;
26	(V) A REPRESENTATIVE FROM K-12 EDUCATION;
27	(VI) A REPRESENTATIVE FROM A COLORADO-BASED MENTAL

1	HEALTH ORGANIZATION;
2	(VII) A LICENSED MENTAL HEALTH PROFESSIONAL;
3	(VIII) A PRIMARY CARE DOCTOR;
4	(IX) A REPRESENTATIVE FROM A HOSPITAL;
5	(X) A REPRESENTATIVE FROM A TREATMENT FACILITY THAT
6	SPECIALIZES IN INPATIENT AND OUTPATIENT DISORDERED EATING CARE;
7	(XI) A REPRESENTATIVE FROM AN INSURANCE PROVIDER;
8	(XII) A REPRESENTATIVE FROM A NONPROFIT ORGANIZATION THAT
9	SPECIALIZES IN DISORDERED EATING TREATMENT AND CARE;
10	(XIII) A REPRESENTATIVE FROM A FOR-PROFIT ORGANIZATION
11	THAT SPECIALIZES IN DISORDERED EATING TREATMENT AND CARE;
12	(XIV) A REPRESENTATIVE FROM AN INTERFAITH ORGANIZATION;
13	(XV) A PERSON WHO LIVES IN AN URBAN AREA, HAS HAD AN
14	EATING DISORDER, RECOVERED, AND IS NOW THRIVING;
15	(XVI) A PERSON WHO LIVES IN A RURAL AREA, HAS HAD AN
16	EATING DISORDER, RECOVERED, AND IS NOW THRIVING; AND
17	(XVII) A FAMILY MEMBER OF A PERSON WHO HAS EXPERIENCED
18	DISORDERED EATING.
19	(b) The executive director of the department shall
20	APPOINT COMMISSION MEMBERS WHO REPRESENT DIVERSE RACIAL,
21	CULTURAL, SOCIOECONOMIC, GENDER, AND ABILITY GROUPS.
22	(c) The executive director of the department shall
23	APPOINT TWO COMMISSION MEMBERS TO SERVE AS CO-CHAIRS OF THE
24	COMMISSION.
25	(d) Members of the commission serve without
26	COMPENSATION; EXCEPT THAT THE MEMBERS MAY SEEK REIMBURSEMENT
27	FOR MEETING EXPENSES AS APPROPRIATE.

1	(e) The commission shall consider holding virtual
2	MEETINGS AND SCHEDULING MEETINGS OUTSIDE OF BUSINESS HOURS TO
3	ALLOW YOUTH MEMBERS TO PARTICIPATE.
4	(3) The department shall coordinate all commission
5	ACTIVITIES, INCLUDING MEETING LOGISTICS, AGENDA DEVELOPMENT,
6	FOLLOW-UP AFTER MEETINGS, AND ORGANIZING AND ORIENTING
7	COMMISSION MEMBERS.
8	(4) The office of disordered eating prevention shall
9	INCLUDE THE RECOMMENDATIONS OF THE COMMISSION DESCRIBED IN
10	SUBSECTION $(1)(i)$ of this section in its annual report submitted to
11	THE GENERAL ASSEMBLY PURSUANT TO SECTION 25-20.5-2003 (4).
12	(5) (a) This section is repealed, effective September 1, 2033.
13	(b) Prior to the repeal, the department of regulatory
14	AGENCIES SHALL REVIEW THE COMMISSION PURSUANT TO SECTION
15	2-3-1203.
16	25-1.5-2005. Disordered eating prevention research grant
17	program - creation - process - reporting requirements - definitions.
18	(1) As used in this section, unless the context otherwise
19	REQUIRES:
20	(a) "Eligible applicant" means an individual, nonprofit
21	ORGANIZATION, OR FOR-PROFIT ORGANIZATION THAT CONDUCTS
22	RESEARCH ON DISORDERED EATING AND PREVENTION IN YOUTH AND
23	ADULTS OR SERVES YOUTH AND ADULTS WHO HAVE DISORDERED EATING
24	TRAITS.
25	(b) "Grant recipient" means an eligible applicant that the
26	DEPARTMENT SELECTS TO RECEIVE MONEY THROUGH THE GRANT
27	PROGRAM.

1	(2) (a) THERE IS CREATED IN THE DEPARTMENT THE DISORDERED
2	EATING PREVENTION RESEARCH GRANT PROGRAM. THE PURPOSE OF THE
3	GRANT PROGRAM IS TO PROVIDE FINANCIAL ASSISTANCE TO ELIGIBLE
4	APPLICANTS TO CONDUCT RESEARCH ON RISK FACTORS FOR DISORDERED
5	EATING IN YOUTH AND ADULTS, THE IMPACT DISORDERED EATING HAS ON
6	COLORADO, OR PUBLIC HEALTH INTERVENTIONS FOR DISORDERED EATING
7	THAT EXAMINE AND ADDRESS THE ROOT CAUSES FOR DISORDERED EATING.
8	(b) THE DEPARTMENT SHALL ADMINISTER THE GRANT PROGRAM IN
9	CONSULTATION WITH THE OFFICE OF DISORDERED EATING PREVENTION.
10	(c) On or before October 1, 2024, the office of disordered
11	EATING PREVENTION SHALL MAKE RECOMMENDATIONS TO THE
12	DEPARTMENT REGARDING THE ADMINISTRATION OF THE GRANT PROGRAM,
13	AND THE DEPARTMENT SHALL ADOPT GUIDELINES FOR THE GRANT
14	PROGRAM. THE GUIDELINES MUST INCLUDE:
15	(I) APPLICATION PROCEDURES BY WHICH ELIGIBLE APPLICANTS
16	MAY APPLY FOR A GRANT PURSUANT TO THIS SECTION;
17	(II) CRITERIA TO USE IN SELECTING ELIGIBLE APPLICANTS TO
18	RECEIVE GRANT MONEY AND DETERMINING THE AMOUNT OF GRANT
19	MONEY TO BE AWARDED TO EACH GRANT RECIPIENT; AND
20	(III) PROCEDURES FOR THE ADMINISTRATION OF THE GRANT
21	PROGRAM, INCLUDING THE DATES THE DEPARTMENT AND THE OFFICE OF
22	DISORDERED EATING PREVENTION ANNOUNCE THE GRANT PROGRAM,
23	BEGIN ACCEPTING APPLICATIONS, ALLOW ELIGIBLE APPLICANTS TO SUBMIT
24	APPLICATIONS, AND BEGIN DISTRIBUTING GRANT MONEY TO THE
25	GRANTEES.
26	(d) THE DEPARTMENT SHALL GRANT AT LEAST ONE-QUARTER OF
27	THE AMOUNT APPROPRIATED TO THE GRANT PROGRAM TO GRANT

1	RECIPIENTS WHOSE RESEARCH FOCUSES ON DISORDERED EATING IN YOUTH,
2	(3) (a) EACH GRANT RECIPIENT SHALL SUBMIT A WRITTEN REPORT
3	TO THE DEPARTMENT NO LATER THAN SIX MONTHS AFTER THE EXPIRATION
4	OF THE TERM OF ITS GRANT. THE REPORT MUST INCLUDE A SUMMARY OF
5	THE RESEARCH MADE POSSIBLE BY THE GRANT MONEY.
6	(b) The department shall include in the report required
7	Pursuant to section $25-20.5-2003$ (4) the following information
8	REGARDING THE ADMINISTRATION OF THE GRANT PROGRAM DURING THE
9	PRECEDING YEAR:
10	(I) THE NUMBER OF GRANT RECIPIENTS THAT RECEIVED MONEY
11	FROM THE GRANT PROGRAM;
12	(II) THE AMOUNT OF EACH GRANT AWARD TO EACH GRANT
13	RECIPIENT;
14	(III) A SUMMARY OF GRANT RECIPIENTS' WRITTEN REPORTS
15	DESCRIBED IN SUBSECTION (3)(a) OF THIS SECTION.
16	(4) The department may seek, accept, and expend gifts,
17	GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE
18	PURPOSES OF THIS SECTION.
19	(5) This section is repealed, effective July 1, 2027.
20	SECTION 2. In Colorado Revised Statutes, 25-1.5-101, add
21	(1)(dd) as follows:
22	25-1.5-101. Powers and duties of department - laboratory cash
23	fund - office of suicide prevention - suicide prevention coordination
24	cash fund - report - dispensation of payments under contracts with
25	grantees - definitions. (1) The department has, in addition to all other
26	powers and duties imposed upon it by law, the powers and duties
27	provided in this section as follows:

1	(dd) To operate the office of disordered eating prevention
2	CREATED IN SECTION 25-20.5-2003 IN THE DEPARTMENT UNDER THE
3	AUSPICES OF THE PREVENTION SERVICES DIVISION, ESTABLISHED IN
4	SECTION 25-20.5-103.
5	SECTION 3. In Colorado Revised Statutes, 2-3-1203, add (25)
6	as follows:
7	2-3-1203. Sunset review of advisory committees - legislative
8	declaration - definition - repeal. (25) The following statutory
9	AUTHORIZATIONS FOR THE DESIGNATED ADVISORY COMMITTEES WILL
10	REPEAL ON SEPTEMBER 1, 2033:
11	(a) THE DISORDERED EATING PREVENTION COMMISSION CREATED
12	IN SECTION 25-20.5-2004.
13	(b) This subsection $(25)$ is repealed, effective September 1,
14	2035.
15	SECTION 4. Act subject to petition - effective date. This act
16	takes effect at 12:01 a.m. on the day following the expiration of the
17	ninety-day period after final adjournment of the general assembly; except
18	that, if a referendum petition is filed pursuant to section 1 (3) of article V
19	of the state constitution against this act or an item, section, or part of this
20	act within such period, then the act, item, section, or part will not take
21	effect unless approved by the people at the general election to be held in
22	November 2024 and, in such case, will take effect on the date of the
23	official declaration of the vote thereon by the governor.