

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

BILL 1

LLS NO. 18-0255.01 Kristen Forrestal x4217

INTERIM COMMITTEE BILL

**Opioid and Other Substance Use
Disorders Interim Study Committee**

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO PREVENT OPIOID MISUSE IN COLORADO.**

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/>.)

Opioid and Other Substance Use Disorders Interim Study Committee. Section 1 of the bill establishes in statute the opioid and other substance use disorders study committee, consisting of 5 senators and 5 representatives from the general assembly, to:

- Study data and statistics on the scope of the substance use disorder problem in Colorado;
- Study current prevention, intervention, harm reduction,

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

treatment, and recovery resources available to Coloradans, as well as public and private insurance coverage and other sources of support for treatment and recovery resources;

- Review the availability of medication-assisted treatment and the ability of pharmacists to prescribe those medications;
- Examine measures that other states and countries use to address substance use disorders;
- Identify the gaps in prevention, intervention, harm reduction, treatment, and recovery resources available to Coloradans and hurdles to accessing those resources; and
- Identify possible legislative options to address gaps and hurdles to accessing prevention, intervention, harm reduction, treatment, and recovery resources.

The committee is authorized to meet 6 times in a calendar year and may report up to 6 legislative measures to the legislative council, which bills are exempt from bill limitations and introduction deadlines. The committee is repealed on July 1, 2023.

Section 2 of the bill directs the university of Colorado hospital authority to develop and implement continuing medical education activities to help prescribers of pain medication to safely and effectively manage patients with chronic pain, and when appropriate, prescribe opioids.

Section 3 of the bill specifies school-based health care centers may apply for grants from the school-based health center grant program to expand behavioral health services to include treatment for opioid and other substance use disorders.

Section 4 of the bill directs the department of health care policy and financing, starting July 1, 2018, to award grants to organizations to operate a substance abuse screening, brief intervention, and referral program.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** article 22.3 to
3 title 10 as follows:

4 **ARTICLE 22.3**

5 **Opioid and Other Substance Use Disorders Study Committee**

6 **10-22.3-101. Opioid and other substance use disorders study**
7 **committee - creation - members - purposes.** (1) (a) THERE IS HEREBY

1 CREATED THE OPIOID AND OTHER SUBSTANCE USE DISORDERS STUDY
2 COMMITTEE. THE COMMITTEE SHALL CONSIST OF TEN MEMBERS OF THE
3 GENERAL ASSEMBLY APPOINTED ON OR BEFORE JUNE 1, 2018, AS
4 FOLLOWS:

5 (I) FIVE MEMBERS OF THE SENATE, WITH THREE MEMBERS
6 APPOINTED BY THE PRESIDENT OF THE SENATE AND TWO MEMBERS
7 APPOINTED BY THE MINORITY LEADER OF THE SENATE; AND

8 (II) FIVE MEMBERS OF THE HOUSE OF REPRESENTATIVES, WITH
9 THREE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF
10 REPRESENTATIVES AND TWO MEMBERS APPOINTED BY THE MINORITY
11 LEADER OF THE HOUSE OF REPRESENTATIVES.

12 (b) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL
13 APPOINT THE CHAIR OF THE COMMITTEE IN EVEN-NUMBERED YEARS AND
14 THE VICE-CHAIR IN ODD-NUMBERED YEARS, AND THE PRESIDENT OF THE
15 SENATE SHALL APPOINT THE CHAIR OF THE COMMITTEE IN ODD-NUMBERED
16 YEARS AND THE VICE-CHAIR IN EVEN-NUMBERED YEARS.

17 (2) THE COMMITTEE SHALL:

18 (a) STUDY DATA AND STATISTICS ON THE SCOPE OF THE
19 SUBSTANCE USE DISORDER PROBLEM IN COLORADO, INCLUDING TRENDS IN
20 RATES OF SUBSTANCE ABUSE, TREATMENT ADMISSIONS, AND DEATHS FROM
21 SUBSTANCE USE;

22 (b) STUDY THE CURRENT PREVENTION, INTERVENTION, HARM
23 REDUCTION, TREATMENT, AND RECOVERY RESOURCES, INCLUDING
24 SUBSTANCE ABUSE PREVENTION OUTREACH AND EDUCATION, AVAILABLE
25 TO COLORADANS, AS WELL AS PUBLIC AND PRIVATE INSURANCE COVERAGE
26 AND OTHER SOURCES OF SUPPORT FOR TREATMENT AND RECOVERY
27 RESOURCES;

1 (c) REVIEW THE AVAILABILITY OF MEDICATION-ASSISTED
2 TREATMENT AND WHETHER PHARMACISTS CAN PRESCRIBE THOSE
3 MEDICATIONS THROUGH THE DEVELOPMENT OF COLLABORATIVE
4 PHARMACY PRACTICE AGREEMENTS WITH PHYSICIANS;

5 (d) EXAMINE THE MEASURES THAT OTHER STATES AND COUNTRIES
6 USE TO ADDRESS SUBSTANCE USE DISORDERS, INCLUDING
7 EVIDENCE-BASED BEST PRACTICES AND THE USE OF EVIDENCE IN
8 DETERMINING STRATEGIES TO TREAT SUBSTANCE USE DISORDERS, AND
9 BEST PRACTICES ON THE USE OF PRESCRIPTION DRUG MONITORING
10 PROGRAMS;

11 (e) IDENTIFY THE GAPS IN PREVENTION, INTERVENTION, HARM
12 REDUCTION, TREATMENT, AND RECOVERY RESOURCES AVAILABLE TO
13 COLORADANS AND HURDLES TO ACCESSING THOSE RESOURCES; AND

14 (f) IDENTIFY POSSIBLE LEGISLATIVE OPTIONS TO ADDRESS GAPS
15 AND HURDLES TO ACCESSING PREVENTION, INTERVENTION, HARM
16 REDUCTION, TREATMENT, AND RECOVERY RESOURCES.

17 (3) THE COMMITTEE MAY MEET UP TO SIX TIMES EACH CALENDAR
18 YEAR AND MAY REPORT UP TO SIX BILLS OR OTHER MEASURES TO THE
19 LEGISLATIVE COUNCIL CREATED IN SECTION 2-3-301. BILLS REPORTED BY
20 THE COMMITTEE AND APPROVED BY THE LEGISLATIVE COUNCIL ARE
21 EXEMPT FROM ANY BILL INTRODUCTION DEADLINES OR BILL LIMITATIONS
22 IMPOSED BY THE JOINT RULES OF THE GENERAL ASSEMBLY.

23 (4) (a) MEMBERS OF THE COMMITTEE SHALL RECEIVE THE USUAL
24 PER DIEM AND NECESSARY TRAVEL AND SUBSISTENCE EXPENSES AS
25 PROVIDED PURSUANT TO SECTION 2-2-307 FOR MEMBERS OF THE GENERAL
26 ASSEMBLY WHO ATTEND INTERIM COMMITTEE MEETINGS.

27 (b) THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL

1 AND THE DIRECTOR OF THE OFFICE OF LEGISLATIVE LEGAL SERVICES MAY
2 SUPPLY STAFF ASSISTANCE TO THE COMMITTEE AS THEY DEEM
3 APPROPRIATE, WITHIN EXISTING APPROPRIATIONS.

4 **10-22.3-102. Repeal of article.** THIS ARTICLE 22.3 IS REPEALED,
5 EFFECTIVE JULY 1, 2023.

6 **SECTION 2.** In Colorado Revised Statutes, 23-21-513, **add** (2)
7 as follows:

8 **23-21-513. General powers of the authority.** (2) (a) IN
9 ADDITION TO ANY OTHER POWERS GRANTED TO THE AUTHORITY IN
10 SUBSECTION (1) OF THIS SECTION, THE AUTHORITY SHALL DEVELOP AND
11 IMPLEMENT A SERIES OF CONTINUING MEDICAL EDUCATION ACTIVITIES
12 DESIGNED TO HELP PRESCRIBERS OF PAIN MEDICATION TO SAFELY AND
13 EFFECTIVELY MANAGE PATIENTS WITH CHRONIC PAIN, AND WHEN
14 APPROPRIATE, PRESCRIBE OPIOIDS.

15 (b) THE EDUCATIONAL ACTIVITIES MUST APPLY TO PHYSICIANS,
16 PHYSICIAN ASSISTANTS, NURSES, DENTISTS, AND PHARMACISTS AND MUST
17 BE BASED ON THE FEDERAL DRUG ADMINISTRATION CURRICULUM KNOWN
18 AS THE "FDA BLUEPRINT FOR PRESCRIBER EDUCATION FOR EXTENDED-
19 RELEASE AND LONG-ACTING OPIOID ANALGESICS" AS AMENDED.

20 **SECTION 3.** In Colorado Revised Statutes, 25-20.5-503, **amend**
21 (2) as follows:

22 **25-20.5-503. School-based health center grant program -**
23 **creation - funding - grants.** (2) Operators of school-based health centers
24 may apply for grants for the benefit of school-based health centers. The
25 grant program shall provide grants for school-based health centers
26 selected by the division. The division, in consultation with school-based
27 health centers, shall develop criteria under which the grants are

1 distributed and evaluated. In developing the criteria for grants, the
2 division shall give priority to centers that serve a disproportionate number
3 of uninsured children or a low-income population or both and may award
4 grants to establish new school-based health centers; to expand primary
5 health services, behavioral health services, INCLUDING TREATMENT FOR
6 OPIOID AND OTHER SUBSTANCE USE DISORDERS, or oral health services
7 offered by existing school-based health centers; to expand enrollment in
8 the children's basic health plan; or to provide support for ongoing
9 operations of school-based health centers. None of the grants shall be
10 awarded to provide abortion services in violation of section 50 of article
11 V of the state constitution.

12 **SECTION 4.** In Colorado Revised Statutes, **amend 25.5-5-208**
13 as follows:

14 **25.5-5-208. Additional services - training - grants - screening,**
15 **brief intervention, and referral.** (1) On or before June 30, 2016, the
16 state department shall grant, through a competitive grant program, up to
17 five hundred thousand dollars to one or more organizations to provide
18 evidence-based training and outreach to health professionals statewide
19 related to screening, brief intervention, and referral to treatment for
20 individuals at risk of substance abuse for whom Colorado provides
21 optional services in accordance with section 25.5-5-202 (1)(u). For any
22 fiscal year beginning on or after July 1, 2016, UNTIL THE FISCAL YEAR
23 ENDING JUNE 30, 2018, the state department shall award additional grants
24 for this training and outreach, subject to available appropriations. Any
25 moneys appropriated for grants pursuant to this section are not subject to
26 federal financial participation.

27 (2) ON OR AFTER JULY 1, 2018, THE STATE DEPARTMENT SHALL

1 GRANT, THROUGH A COMPETITIVE GRANT PROGRAM, SEVEN HUNDRED
2 FIFTY THOUSAND DOLLARS TO ONE OR MORE ORGANIZATIONS TO OPERATE
3 A SUBSTANCE ABUSE SCREENING, BRIEF INTERVENTION, AND REFERRAL
4 PROGRAM. THE GRANT PROGRAM MUST REQUIRE:

5 (a) TRAINING FOR HEALTH CARE PROFESSIONALS STATEWIDE THAT
6 IS EVIDENCE-BASED AND THAT MAY BE ATTENDED EITHER IN PERSON OR
7 ONLINE;

8 (b) CONSULTATION AND TECHNICAL ASSISTANCE FOR HEALTH
9 CARE PROVIDERS, HEALTH CARE ORGANIZATIONS, AND STAKEHOLDERS;

10 (c) OUTREACH, COMMUNICATION, AND EDUCATION TO PROVIDERS
11 AND PATIENTS;

12 (d) COORDINATION WITH PRIMARY CARE, MENTAL HEALTH CARE,
13 INTEGRATED HEALTH CARE, AND SUBSTANCE USE PREVENTION,
14 TREATMENT, AND RECOVERY EFFORTS; AND

15 (e) CAMPAIGNING TO INCREASE PUBLIC AWARENESS OF THE RISKS
16 RELATED TO ALCOHOL, MARIJUANA, TOBACCO, AND DRUG USE AND TO
17 REDUCE ANY STIGMA ASSOCIATED WITH TREATMENT.

18 **SECTION 5. Safety clause.** The general assembly hereby finds,
19 determines, and declares that this act is necessary for the immediate
20 preservation of the public peace, health, and safety.