

CHAPTER 243

HEALTH CARE POLICY AND FINANCING

HOUSE BILL 04-1075

BY REPRESENTATIVE(S) Romanoff, Borodkin, Boyd, Butcher, Carroll, Cerbo, Cloer, Coleman, Frangas, Hodge, Madden, Marshall, McFadyen, McGihon, Merrifield, Miller, Mitchell, Paccione, Plant, Ragsdale, Stafford, Tochtrop, Vigil, Weddig, Weissmann, and Williams S.;
also SENATOR(S) Johnson S., Fitz-Gerald, Groff, Grossman, Hagedorn, Hanna, Isgar, Jones, Keller, Nichol, Phillips, Sandoval, Tapia, Tupa, Veiga, and Windels.

AN ACT

CONCERNING CONTINUED SERVICES FOR WOMEN IN THE TREATMENT PROGRAM FOR HIGH-RISK PREGNANT WOMEN, AND MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares:

(a) Substance abuse by pregnant women and women following the birth of a child continues to be a problem in Colorado;

(b) Under current law and rules, a pregnant woman who receives treatment for her substance abuse during her pregnancy pursuant to section 26-4-302 (1) (s) (I), Colorado Revised Statutes, becomes ineligible for such services sixty days following the end of the pregnancy; and

(c) A woman who continues to receive substance abuse treatment following a pregnancy can better raise her child and is less likely to need such treatment during a subsequent pregnancy.

SECTION 2. Part 5 of article 4 of title 26, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

26-4-508.6. Treatment program for high-risk pregnant women - extended coverage - federal approval. THE STATE DEPARTMENT SHALL SEEK FEDERAL APPROVAL TO CONTINUE PROVIDING SUBSTANCE ABUSE TREATMENT SERVICES FOR TWELVE MONTHS FOLLOWING A PREGNANCY TO WOMEN WHO ARE ELIGIBLE TO

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

RECEIVE SERVICES UNDER THE MEDICAL ASSISTANCE PROGRAM, WHO ARE RECEIVING SERVICES PURSUANT TO THE TREATMENT PROGRAM FOR HIGH-RISK PREGNANT WOMEN, AND WHO CONTINUE TO PARTICIPATE IN THE TREATMENT PROGRAM. THE STATE DEPARTMENT SHALL IMPLEMENT THE CONTINUED SERVICES TO THE EXTENT ALLOWED BY THE FEDERAL GOVERNMENT.

SECTION 3. Appropriation - adjustments to 2004 long bill. (1) For the implementation of this act, appropriations made in the annual general appropriation act for the fiscal year beginning July 1, 2004, shall be adjusted as follows:

(a) The appropriation to the department of health care policy and financing, division of department of human services medicaid-funded programs, for mental health and alcohol and drug abuse services - medicaid funding, alcohol and drug abuse division, high risk pregnant women program, is increased by ninety-five thousand eight hundred five dollars (\$95,805). Of said sum, forty-seven thousand nine hundred two dollars (\$47,902) shall be a cash fund exempt transfer from the department of human services substance abuse block grant program and forty-seven thousand nine hundred three dollars (\$47,903) shall be from federal funds.

(b) The appropriation to the department of human services, division of mental health and alcohol and drug abuse services, for alcohol and drug abuse division, community programs, treatment services, high risk pregnant women program, is increased by ninety-five thousand eight hundred five dollars (\$95,805) cash fund exempt. The cash fund exempt shall be a transfer from the department of health care policy and financing.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 21, 2004