

## CHAPTER 303

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**HEALTH CARE POLICY AND FINANCING**

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## SENATE BILL 11-177

BY SENATOR(S) Nicholson, Aguilar, Boyd, Carroll, Foster, Newell, Bacon, Giron, Guzman, Heath, Hodge, Hudak, Jahn, Johnston, King S., Morse, Schwartz, Spence, Steadman, Tochtrop, White, Williams S.;  
also REPRESENTATIVE(S) Coram, Court, Fields, Fischer, Hamner, Hullinghorst, Jones, Kefalas, Labuda, Pace, Schafer S., Solano, Todd, Vigil, Wilson.

**AN ACT**

**CONCERNING THE TEEN PREGNANCY AND DROPOUT PREVENTION PROGRAM, AND, IN CONNECTION THEREWITH, CONTINUING THE PROGRAM, AND MAKING AN APPROPRIATION.**

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

**SECTION 1.** 25.5-5-603 (1) and (3), Colorado Revised Statutes, are amended, and the said 25.5-5-603 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

**25.5-5-603. Program - teen pregnancy and dropout prevention.** (1) (a) The general assembly authorizes the department to implement a statewide program for teen pregnancy and dropout prevention to serve teenagers who are medicaid recipients. The department shall design a program based upon community support and assistance, percentage of births in the community that have been funded under the state medical assistance program, the use of program designs that include accurate methods for measuring the effectiveness of the program, and availability of additional federal funds and local or private funding. The department may seek any federal waivers that may be necessary to implement this part 6.

(b) IN IMPLEMENTING A STATEWIDE PROGRAM PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1), THE DEPARTMENT SHALL COLLABORATE WITH THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND MAY COLLABORATE WITH OTHER PUBLIC AGENCIES AND NONPROFIT ORGANIZATIONS TO PROMOTE AND EXPAND PROVIDER PARTICIPATION IN THE PROGRAM. ADDITIONALLY, THE DEPARTMENT SHALL COLLABORATE WITH THE DEPARTMENT OF EDUCATION TO FACILITATE THE PROVISION OF SERVICES TO AT-RISK TEENAGERS AND TEEN PARENTS.

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

(2.5) (a) PROVIDERS PROVIDING SERVICES UNDER THE PROGRAM SHALL COLLECT DATA RELEVANT TO MEASURING THE PROGRAM'S EFFECTIVENESS BY SURVEYING PROGRAM PARTICIPANTS AT THE BEGINNING OF PARTICIPATION, DURING THE PROGRAM, AND AT THE END OF PARTICIPATION CONCERNING CERTAIN BEHAVIORS THAT DECREASE THE LIKELIHOOD OF TEEN PREGNANCY, INCLUDING:

(I) POSTPONING THE FIRST SEXUAL ENCOUNTER;

(II) REDUCING THE FREQUENCY OF SEXUAL INTERCOURSE;

(III) REDUCING THE NUMBER OF SEXUAL PARTNERS OR MAINTAINING MONOGAMOUS RELATIONSHIPS;

(IV) INCREASING THE EFFECTIVE USE OF CONTRACEPTION; AND

(V) REDUCING THE INCIDENCE OF UNPROTECTED SEX.

(b) PROVIDERS SHALL PROVIDE THE DEPARTMENT WITH A SUMMARY OF THE SURVEY RESULTS COLLECTED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (2.5) ALONG WITH INFORMATION, TO THE EXTENT DETERMINABLE BY THE PROVIDER, CONCERNING THE NUMBER OF PARTICIPANTS WHO, WHILE ENROLLED IN THE PROGRAM OR AFTER LEAVING THE PROGRAM:

(I) DROP OUT OF SCHOOL;

(II) BECOME PREGNANT AS A TEENAGER; OR

(III) AS A TEENAGER, IMPREGNATE SOMEONE.

(3) The teen pregnancy and dropout prevention program shall be financed with federal funds, local contributions, and any grants or donations from private entities. No general fund moneys shall be used to finance the program; EXCEPT THAT THE GENERAL ASSEMBLY MAY APPROPRIATE ANY MONEYS NECESSARY FOR THE INTERNAL ADMINISTRATIVE COSTS OF THE DEPARTMENT FOR PROVIDING EXPANDED PROGRAM PROMOTION AND OVERSIGHT.

**SECTION 2.** 25.5-5-604, Colorado Revised Statutes, is amended to read:

**25.5-5-604. Report.** The department shall ~~provide a report~~ ANNUALLY to the ~~general assembly no later than September 1, 2010, demonstrating~~ JOINT BUDGET COMMITTEE, THE HEALTH AND ENVIRONMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEE, AND THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE, OR ANY SUCCESSOR COMMITTEE, CONCERNING the effectiveness of the program. ~~and evaluating whether the program should be continued.~~ THE REPORT SHALL INCLUDE AT A MINIMUM THE NUMBER OF NEW PROVIDERS PARTICIPATING IN THE PROGRAM, THE NUMBER OF ADDITIONAL PROGRAM PARTICIPANTS, THE PREGNANCY RATE FOR PROGRAM PARTICIPANTS AS COMPARED TO THE PREGNANCY RATE FOR MEDICAID CLIENTS OF THE SAME AGE GROUP IN THE SAME GEOGRAPHIC AREA, AND A SUMMARY OF THE INFORMATION COLLECTED BY THE DEPARTMENT PURSUANT TO SECTION 25.5-5-603 (2.5) CONCERNING PARTICIPANT BEHAVIORS THAT DECREASE THE LIKELIHOOD OF TEEN

PREGNANCY.

**SECTION 3.** 25.5-5-605, Colorado Revised Statutes, is amended to read:

**25.5-5-605. Repeal of part.** This part 6 is repealed, effective ~~July 1, 2011~~ SEPTEMBER 1, 2016. Prior to such repeal, the teen pregnancy and dropout prevention program implemented by the department pursuant to this part 6 shall be reviewed as provided in section 24-34-104, C.R.S.

**SECTION 4. Repeal.** 24-34-104 (42) (j), Colorado Revised Statutes, is repealed as follows:

**24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment.** (42) The following agencies, functions, or both, shall terminate on July 1, 2011:

(j) ~~The teen pregnancy and dropout prevention program, created in section 25.5-5-603, C.R.S.;~~

**SECTION 5.** 24-34-104 (47.5), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

**24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment.** (47.5) The following agencies, functions, or both, shall terminate on September 1, 2016:

(g) THE TEEN PREGNANCY AND DROPOUT PREVENTION PROGRAM, CREATED IN SECTION 25.5-5-603, C.R.S.

**SECTION 6. Appropriation - adjustments in 2011 long bill.** For the implementation of this act, appropriations made in the annual general appropriation act for the fiscal year beginning July 1, 2011, to the department of health care policy and financing, shall be adjusted as follows:

(1) The appropriation to the executive director's office, for personal services, is increased by forty-seven thousand eight hundred seventeen dollars (\$47,817) and 1.0 FTE. Of said sum, twenty-three thousand nine hundred nine dollars (\$23,909) shall be from the general fund and twenty-three thousand nine hundred eight dollars (\$23,908) shall be from federal funds.

(2) The appropriation to the executive director's office, for operating expenses, is increased by five thousand six hundred fifty-three dollars (\$5,653). Of said sum, two thousand eight hundred twenty-six dollars (\$2,826) shall be from the general fund and two thousand eight hundred twenty-seven dollars (\$2,827) shall be from federal funds.

(3) The appropriation to the medical services premiums section is increased by three hundred eighty-six thousand six hundred sixty-five dollars (\$386,665). Of said sum, thirty-eight thousand six hundred sixty-six dollars (\$38,666) shall be cash funds from certified public expenditures by the counties and three hundred forty-seven thousand nine hundred ninety-nine dollars (\$347,999) shall be from

federal funds.

(4) The appropriation to the medical services premiums section is decreased by fifty-three thousand four hundred seventy dollars (\$53,470). Of said sum, twenty-six thousand seven hundred thirty-five dollars (\$26,735) shall be from the general fund and twenty-six thousand seven hundred thirty-five dollars (\$26,735) shall be from federal funds.

**SECTION 7. 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: June 8, 2011