



Legislative  
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*Nonpartisan Services for Colorado's Legislature*

**HB 20-1391**

# FINAL FISCAL NOTE

**Drafting Number:** LLS 20-1229      **Date:** August 7, 2020  
**Prime Sponsors:** Rep. Esgar; McCluskie      **Bill Status:** Signed into Law  
                                  Sen. Moreno; Zenzinger      **Fiscal Analyst:** Jeff Stupak | 303-866-5834  
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**Bill Topic:**                      **BEHAVIORAL HEALTH PROGRAMS APPROPRIATIONS**

**Summary of Fiscal Impact:**

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

**Budget package bill.** The bill makes the implementation of certain behavioral health programs subject to available appropriations and removes the FY 2020-21 appropriation for those programs. It decreases state expenditures beginning in FY 2020-21.

**Appropriation Summary:** In FY 2020-21, the bill includes a reduction in appropriations of \$546,013 to the Department of Human Services.

**Fiscal Note Status:** This fiscal note reflects the enacted bill. It was recommended by the Joint Budget Committee as part of its budget balancing package.

**Table 1  
State Fiscal Impacts Under HB 20-1391**

		FY 2020-21	FY 2021-22
<b>Revenue</b>		-	-
<b>Expenditures</b>	Marijuana Tax Cash Fund	(\$546,013)	-
	FTE	(2.5 FTE)	
<b>Transfers</b>		-	-
<b>TABOR Refund</b>		-	-

## Summary of Legislation

The bill makes the implementation of the Behavioral Health Capacity Tracking System and the Care Navigation Program, created under House Bill 19-1287, subject to appropriation and removes statutory implementation deadlines. Additionally, the bill eliminates the reporting deadline for the Care Navigation Program, and instead specifies that the reporting must occur during the first year in which the program is implemented.

## Background

**House Bill 19-1287.** Among other provisions, House Bill 19-1287 created two programs to improve access to behavioral health and substance use disorder treatment.

- **Behavioral Health Capacity Tracking System.** The Behavioral Health Capacity Tracking System will be a centralized, web-based behavioral health capacity tracking system to track bed space use and availability at crisis stabilization units, acute treatment units, community mental health centers, and hospitals, including the state mental health institutes, inpatient treatment facilities, residential treatment facilities, medical detoxification facilities, and substance use disorder treatment facilities, and, with approval, medical providers providing behavioral health treatment. This system is intended to provide real-time data that is accessible to health care professionals, law enforcement, court personnel, and the public.
- **Care Navigation Program.** The care navigation system is meant to assist individuals in accessing substance use disorder treatment. The system, at a minimum, must include independent screening of the treatment needs of the client, the identification of treatment options, and assistance finding available treatment options. The care coordination system must be available 24 hours per day and be accessible through various formats including online, in-person, and by telephone.

## State Expenditures

In FY 2020-21 only, the bill reduces state cash fund expenditures to the Department of Human Services by \$546,013 and 2.5 FTE, as the Behavioral Health Capacity Tracking System and the Care Navigation Program will no longer be implemented in FY 2020-21. As detailed in Table 1, the bill reduces appropriations by \$546,013 to the Office of Behavioral Health in the Department of Human Services, which includes a reduced reappropriation of \$42,611 to the Office of Information Technology to assist with the implementation of the Behavioral Health Capacity Tracking System. Ongoing costs for the program, as estimated in the fiscal note for HB 19-1287, will be shifted into future years once the program is implemented, subject to available appropriations, and will be addressed through the annual budget process.

**Table 2**  
**Expenditures Under HB 20-1391**

	<b>FY 2020-21</b>	<b>FY 2021-22</b>
<b>Department of Human Services</b>		
Personal Services	(\$152,318)	-
Operating Expenses	(\$16,674)	-
Behavioral Health Crisis Response System Hotline	(\$334,410)	-
Capacity Tracking System (OIT)	(\$42,611)	-
<b>Total Cost</b>	<b>(\$546,013)</b>	<b>-</b>
<b>Total FTE</b>	<b>(2.5 FTE)</b>	<b>-</b>

**Effective Date**

This bill was signed into law by the Governor and took effect on June 30, 2020.

**State Appropriations**

For FY 2020-21, the bill includes a decrease in Marijuana Tax Cash Fund appropriations to the Department of Human Services of \$546,013 and 2.5 FTE, which includes a decreased reappropriation to the Office of Information Technology of \$42,611.

**State and Local Government Contacts**

Human Services                      Information Technology