



2022 Colorado Legislative Summary

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POLICY COORDINATOR

HEALTH DISTRICT NORTHERN LARIMER COUNTY

MAY 25, 2022

At the Capitol



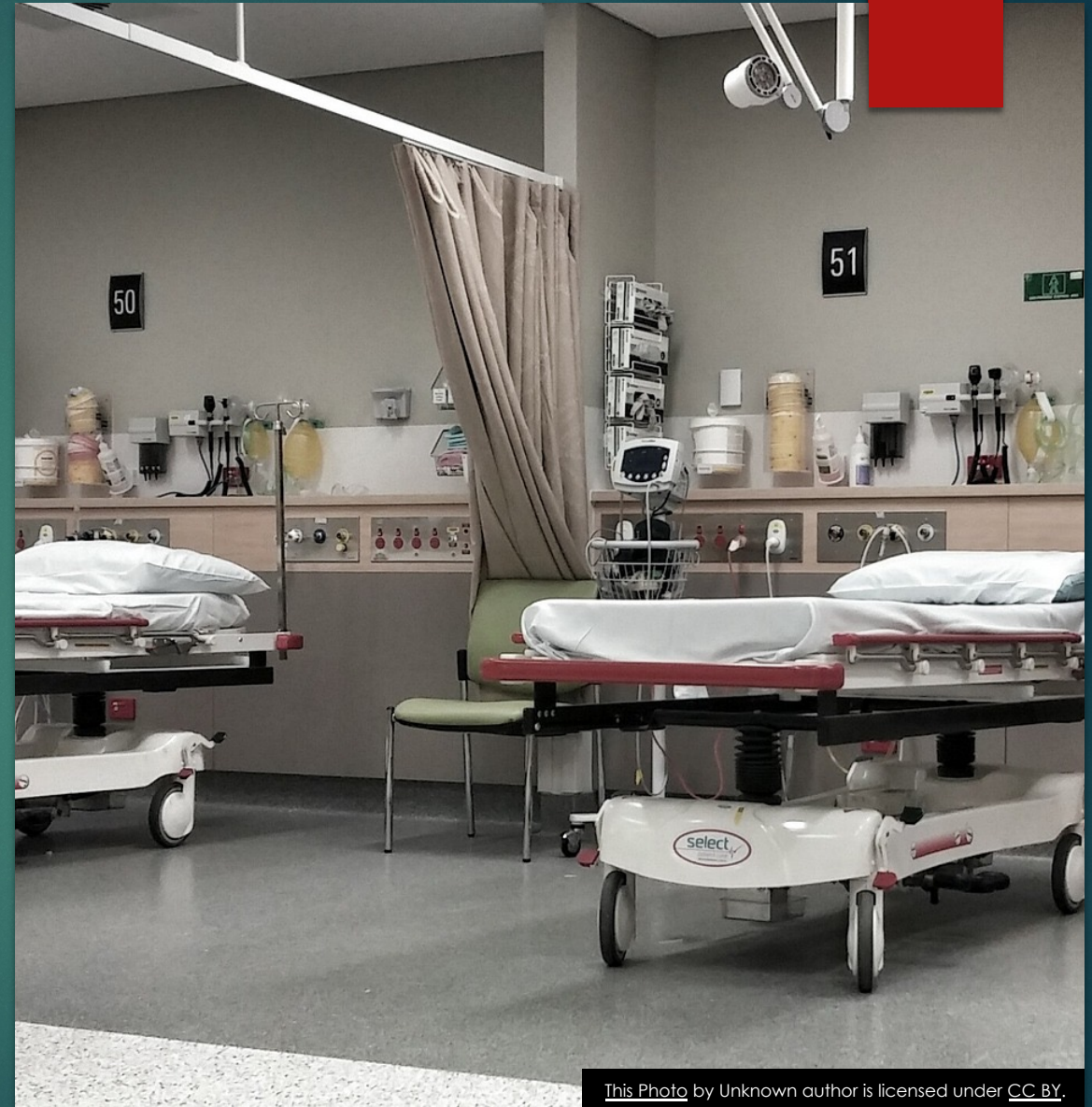
- ❖ Second Regular Session of the 73rd General Assembly convened on January 12, 2022 and adjourned at midnight on May 11th, 2022
- ❖ 657 Total Bills
- ❖ 513 Passed (78%)
- ❖ \$35B State Budget
- ❖ \$2B Federal Pandemic Relief
- ❖ \$1B State Revenue Spent on Short Term Priorities
- ❖ \$2B (15%) State Revenue Reserve

A teal-tinted background image featuring a stethoscope resting on a medical chart. The chart has various columns and rows, with some text like 'POZIV' and 'KAZIVANJE' visible. A red vertical bar is located in the top right corner.

Health Care Costs, Access and Workforce

Costs and Access

- ▶ **HB 1284:** Colorado alignment with federal "No Surprises Act" regarding surprise billing
- ▶ **HB 1285:** Prohibits hospitals from dept collection if hospital is not in compliance with federal hospital price transparency rules
- ▶ **SB 068:** Requires health care facilities allow one visitor per patient and prohibits no visitation policies if the only reason is to reduce the risk of transmission of a pandemic disease
- ▶ **SB 200:** Rural Provider Access and Affordability Stimulus Grant Program to expand access through IT
- ▶ **HB 1403:** Extends the deadline by 3 months for health facilities to implement HB 1198 (screening pt's for health coverage and provide services before sending pt's to collections)



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HB22-1289: Health Benefits for Colorado Children and Pregnant Persons

- ❖ Provides full health insurance coverage for low income pregnant people and children who would be eligible for Medicaid and CHP+ if not for their immigration status
- ❖ Requires the Insurance Commissioner to improve the quality of health coverage through the Health Insurance Affordability Enterprise
- ❖ Continues the coverage for 12 months postpartum at the CHP federal match
- ❖ Comprehensive coverage for all CO children (under 19 years old) including foster youth, who would be eligible for CHP if not for immigration status
- ❖ HCPF would create an outreach and enrollment strategy for enrolling eligible groups and includes a special enrollment period due to pregnancy



Workforce

SB22-226: Programs to Support Health Care Workforce

- ▶ **Health Care Workforce Resilience and Retention Program in CDPHE**
 - ▶ \$2M grants to support resilience and retention
- ▶ **Practice Based Health Education Grant Program in CDPHE**
 - ▶ \$20M to increase clinical training for students enrolled in health care profession degree or license program
- ▶ **In-Demand Short Term Health Care Credential Programs**
 - ▶ \$26M for Community Colleges to administer a program to support the expansion and availability of in-demand health care professionals
 - ▶ **\$3M School Nurse Grant Program**
 - ▶ **\$10M for recruitment and re-engagement for health care workers with current or expired licenses**



HB22-1050: International Medical Graduate Health Care Workforce

- ▶ IMG Assistance Program: Provide direct services to IMG's wishing to re-establish medical careers in Colorado
- ▶ Clinical Readiness Program: Help IMG's to build the skills necessary to become successful Residents in the US health care system
- ▶ IMG degree equivalence: Under current law, the Medical Board may require certain foreign medical students to complete three years of postgraduate clinical training. The bill reduces this requirement to one year and applies it to IMGs
- ▶ Reentry licenses for IMGs: The bill allows IMGs who hold a current or expired international license and satisfy other requirements established by the Medical Board to apply for a reentry license. The Medical Board may approve an assessment model to assess the competency of IMGs applying for a reentry license



SB22-172: Colorado Rural Health Care Workforce

- ▶ Dept of Higher Ed required to enter into contracts with public institutions of higher Ed for a health-care professional rural track, expand an existing track, for specified health care degree programs
- ▶ May use funding for:
 - ▶ Faculty
 - ▶ Cost of housing for students for clinical instruction in rural/frontier
 - ▶ Preceptors for clinical instruction
 - ▶ Scholarships for students in rural track (student must commit to 2 years working in rural/frontier community)
 - ▶ Colorado School of Medicine will provide assistance through its rural program office (List of schools outlined in bill language)



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SB22-181: Behavioral Health Care Workforce (\$72M ARPA)

- ▶ \$52M to BHA to implement a Behavioral Health Care Provider Workforce Plan
- ▶ \$20M to CO Health Services Corps for student loan repayment for BH care providers and candidates for licensure. Scholarships to addiction counselors
- ▶ In collaboration with Dept of Higher Education, institutions of higher education, community colleges
 - ▶ Provide job shadowing
 - ▶ Internships
 - ▶ Incentives
 - ▶ Loan repayments
 - ▶ Scholarships
 - ▶ Proposals to work with first responders

HB22-1401: Hospital Nurse Staffing Standards

- **Every hospital must create a nurse staffing committee with 60% participation by clinical staff RN's in addition to auxiliary personnel and RN managers. Must also include a leader for workplace violence prevention**
- Must develop a master nurse staffing plan and include minimum staffing requirements determined by the Board of Health for each inpatient unit and emergency department
- ▶ Have a process for resolving complaints and receiving feedback from direct care nurses and other staff
- ▶ Hospitals report master plans to CDPHE, publish on website and evaluate plans quarterly
- ▶ Report number of staffed beds vs bed capacity to CDPHE
- ▶ Have an emergency plan to increase capacity when needed
- ▶ May be fined up to \$10,000/day for certain infractions beginning September 2022



HB 1005: Health Care Preceptors Tax Credit

Extends the state income tax credit for health care preceptors in professional shortage areas through 2032

Modifies the income tax credit by allowing up to 300 preceptors to claim credit

Includes doctors, dentists, PA's, APN's, RN's, psych nurse specialists, dental hygienists, pharmacists, and mental health professionals



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HB 1298 & HB 1299

- ▶ Financial relief by waiving licensing and some examination fees for nurses, nurse aides and psych technicians as well as licensed and unlicensed mental health care providers



Behavioral Health

MENTAL HEALTH AND
SUBSTANCE USE DISORDER



HB22-178: The Behavioral Health Administration

- ▶ Any state agency that administers a behavioral health program is required to collaborate with the BHA
- ▶ Transfers to CDPHE community prevention and early intervention programs (previously at CDHS)
- ▶ By July 1, 2024 BHA will establish:
 - ▶ Statewide BH grievance system
 - ▶ BH performance monitoring system
 - ▶ Comprehensive BH safety net system
 - ▶ Regional BH administrative service organizations (BHASO's)
 - ▶ BHA will be the licensing authority for all BH entities

HB22-1278: Creation of the Behavioral Health Administration (Overview)

Define BHA Leadership

Create Statewide BHA Advisory Council

Require System Performance Monitoring

Establish State-wide Grievance Process

Transfer and Align State Programs

Require Performance and Fiscal Accountability

Define Safety Net Services

Set Standards for BH Safety Net Services

License BH Entities

Establish Regional Intermediary Structure

Regional Intermediaries Implement Care Coordination

Codify Governmental Collaboration

ARPA Funding

BEHAVIORAL
HEALTH

ARPA: Behavioral Health

\$450M Total

SB22-147: Behavioral Health-Care Services for Children. \$11.1M for CO Pediatric Psychiatry Consultation and Access Program, school health professionals and school-based health centers

HB22-1283: Youth and Family Behavioral Health Care. \$53.4M for in-home and residential respite care in 10-12 regions, build and staff neuro-psych facility in Fort Morgan and support for residential treatment facilities and programs for youth

HB22-1302: Health-Care Practice Transformation. \$35M for primary care and BH statewide integration grant program, grants to primary care clinics for whole-person health, and outpatient BH care providers to increase access, early intervention, expand BH workforce and alternative payment models

HB22-1303: Increase Residential BH Beds. \$65M or 16 new civil beds for residential care in Fort Logan. Beds to first be used for competency restoration waitlist. Creation of 125 new beds for residential care (10 bed regional facilities)

HB22-1281: BH Care Continuum Gap Grant Program: \$75M ARPA

- BHA Administered Grants
- **Community Investment Grants** (\$35M): Support services along the continuum of behavioral health care
- **Children, Youth and Family Services Grants** (\$40M): Expand youth-oriented and family-oriented behavioral health care services
- **Substance Use Workforce Stability Grant Program** (\$15M): Support direct care staff who spend 50% or more of time working with clients (salary increases, recruitment and retention bonuses)
- Community-based organization, local government, or nonprofit organization are eligible for grant award
- BHA must begin accepting grant applications no later than December 31, 2022

Brief Overview: Bills of Interest



HB22-1256: Modifications to Civil Involuntary Commitment

- ▶ Transfers duties to the care and treatment of M1 patients from OBH to BHA
- ▶ Updates emergency procedures to transport a person for screening
- ▶ 72 hour hold rules
- ▶ Certification rules
- ▶ Adds PA's to list of intervening professionals able to place 72 hr hold

ARPA: Housing \$400M Total

SB22-146: Middle Income Access Program. \$25M financing to developers for affordable rental housing with an 80% area median income and above

HB22-1282: Innovative Housing Incentive Program. \$40M grants and loans for certain types of housing

HB22-1304: Affordable Housing at the Local Level. \$150M for 2 state grant programs for local government investments in affordable housing development and infrastructure



HB22-1380: Critical Services for Low-Income Households \$12M ARPA

- ❖ All-county work management system to interface with CO benefits management system used to process and approve essential state public assistance (SNAP, Medicaid, and Colorado Works)
- ❖ Integrates eligibility and enrollment for SNAP with eligibility for CO low-income energy assistance program
- ❖ Creates Community Food Access Program to support small grocery retailers and small family farms (\$25,000 one-time grants from \$8M ARPA allocation)
- ❖ 60% of food retailers that accept SNAP are small, corner, or convenience stores
- ❖ LEAP benefits would be added to SNAP EBT cards
- ❖ \$3M GF for SNAP+LEAP benefits
- ❖ Dept of Human Services to outreach CO owned/operated farms and food retailers

SB22-193: Air Quality Improvement Investments

- ▶ \$124.8M GF and Cash Funds for FY 2022-23 to multiple state agencies for grants to reduce air pollution
- ▶ \$25M: Industrial and Manufacturing Operations Clean Air Grant Program. Private entities, local Governments and public-private partnerships
- ▶ \$12M: Community Access E-Bikes: Local Governments or Non-profits to finance bike share programs
- ▶ \$15M: Diesel Truck Emissions Reduction Grant Program
- ▶ \$65M: E-School Buses Grant Program
- ▶ \$750,000 GF for free Eco passes to state employees
- ▶ \$7M GF to CDPHE for aerial surveying of pollutants

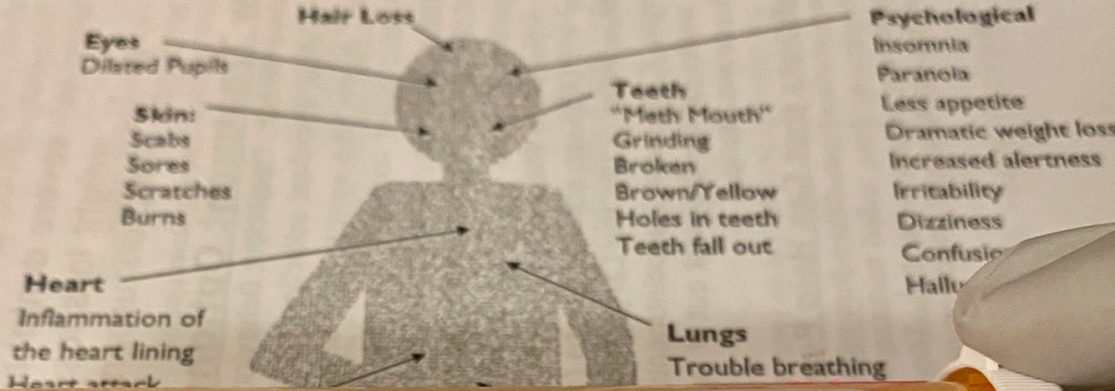
HB22-1414: Healthy Meals for All Public School Students

- ▶ Proposes healthy meals for all CO kids receiving meals through the National School Lunch Program, conditional on the passage of a November 2022 ballot initiative.
- ▶ Ballot initiative would create a “Healthy School Meals for All” program and fund it through capping itemized and standard state income tax deductions for taxpayers with gross income of more than \$300,000/yr.

HB22-1352: Stockpile for Declared Disaster Emergencies

- ▶ Help Colorado prepare for future emergencies by maintaining stockpile of essential materials and PPE
- ▶ Would be available to distribute after Governor declares a disaster emergency
- ▶ \$1.9M to stockpile medical-grade PPE

Effects of Methamphetamine



DH CENTRAL PHARMACY
790 DELAWARE, DENVER CO 80204
Phone Number (303) 436-4488

naloxone (NARGAN) 1 mg/mL intranasal rescue kit (PREPACK)

1 mg/mL
Total Volume: 2 mL KIT

For suspected opioid overdose, spray 1/2 the syringe in each side of the nose. Call 9-1-1.

Provider: Kerry Broderick

Exp: 03/29/2023 Lot: 220329-017
Technician: Arcega-Barajas, Zulema
Pharmacist: Schaper, Jeffrey PharmD

within a home
for getting "high"
smoke.

- Children are at risk for sexual abuse or neglect around known meth u

HB22-1326: Fentanyl Accountability and Prevention

Criminal Justice System Amendments

- ❖ **Possession of any amount of fentanyl, carfentanyl, or an analog that weighs 1gram to 4grams is a Level 4 felony**
- ❖ Under 1 gram Level 1 misdemeanor; 4th offense is a Level 4 Felony
- ❖ More than 60% of total compound is Fentanyl, Level 2 Drug Felony
- ❖ Grant to Law Enforcement for Synthetic Opiate investigation program
- ❖ Level 4 Drug Felony Not DOC eligible
- ❖ Sealed Criminal Record after 2 years for Level 4 Drug Felony
- ❖ Level 4 Drug Felony eligible to Vote while serving time
- ❖ Habitual Criminal (3 Strikes) does not apply to a conviction for Level 4 Drug Felony

Appropriations for 2022-23 state fiscal year

- ▶ **\$4,033,875 DHS for the BHA** (\$883,875 GF, \$150K correctional tx cash fund, \$3M ARPA)
 - ▶ \$183,875 GF for program administration including 1.8 FTE
 - ▶ \$700,000 GF for managed service organization regional evaluations related to SU tx and prevention services
 - ▶ \$150,000 Correctional treatment cash fund for fentanyl education program
 - ▶ **\$3M for Jail-based behavioral health services**
 - ▶ **\$869,288 to Judicial Department** for probation (\$138,362GF and \$730,926 correctional treatment cash fund)
 - ▶ \$138,362 for probation
 - ▶ \$730,926 for offender treatment services
 - ▶ **\$1,350,365 GF to CDPHE** for Prevention Services
 - ▶ **\$300,000 ARPA** Fentanyl test strips
 - ▶ **\$20M ARPA Opiate antagonist bulk purchase fund**
 - ▶ **\$6M ARPA to Harm Reduction Grant Program**