

**First Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO**

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 25-0024.01 Shelby Ross x4510

**HOUSE BILL 25-1326**

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**HOUSE SPONSORSHIP**

**Espenosa and Bradley**, Bacon, Duran, Rydin, Stewart K.

**SENATE SPONSORSHIP**

**Ball**,

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**House Committees**

Health & Human Services

**Senate Committees**

State, Veterans, & Military Affairs

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**A BILL FOR AN ACT**

101 **CONCERNING UPDATING TERMINOLOGY RELATED TO BEHAVIORAL**  
102 **HEALTH SAFETY NET PROVIDERS.**

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**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/>.)*

**Statutory Revision Committee.** The definitions of "community mental health center" and "community mental health clinic" were repealed in House Bill 22-1278; however, references to the repealed definitions are still in statute. The bill changes the obsolete references to the repealed definitions.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.

SENATE  
2nd Reading Unamended  
May 1, 2025

HOUSE  
3rd Reading Unamended  
April 28, 2025

HOUSE  
2nd Reading Unamended  
April 25, 2025

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

2 **SECTION 1.** In Colorado Revised Statutes, 10-3.5-108, **amend**  
3 (3)(d) as follows:

4 **10-3.5-108. Distributions - remittance of portion of proceeds.**

5 (3) (d) The executive director of the department of human services shall  
6 direct each certified capital company that reports to the division pursuant  
7 to ~~paragraph (b) of this subsection~~ (3) SUBSECTION (3)(b) OF THIS SECTION  
8 to transfer to one or more ~~approved community mental health clinics or~~  
9 ~~approved community mental health centers, as defined in section~~  
10 ~~27-66-101, C.R.S.~~ BEHAVIORAL HEALTH SAFETY NET PROVIDERS, AS  
11 DEFINED IN SECTION 27-50-101, an amount of money equal to one-half of  
12 the amount identified in ~~such~~ THE report to be used solely for the  
13 purposes identified in sections 27-66-103 and 27-66-104 (3), ~~C.R.S.~~;  
14 taking into account the standards contained in section 27-66-105. ~~C.R.S.~~

15 **SECTION 2.** In Colorado Revised Statutes, 12-245-217, **amend**  
16 (4) as follows:

17 **12-245-217. Scope of article - exemptions.** (4) The provisions  
18 of section 12-245-703 do not apply to ~~employees of community mental~~  
19 ~~health centers or clinics as those centers or clinics are defined by section~~  
20 ~~27-66-101~~ AN EMPLOYEE OF A BEHAVIORAL HEALTH ENTITY, AS DEFINED  
21 IN SECTION 27-50-101, but ~~persons~~ A PERSON practicing outside the scope  
22 of employment as ~~employees of a facility defined by section 27-66-101~~  
23 ~~are~~ AN EMPLOYEE OF A BEHAVIORAL HEALTH ENTITY IS subject to the  
24 provisions of section 12-245-703.

25 **SECTION 3.** In Colorado Revised Statutes, 25.5-1-132, **amend**  
26 (1) as follows:

1           **25.5-1-132. Report of medicaid reimbursement rates paid to**  
2           **comprehensive community behavioral health providers and**  
3           **independent providers - definition.** (1) On or before August 15, 2022,  
4           the state department shall publish a behavioral health rates report of  
5           medicaid reimbursement rates for ~~providers of community mental health~~  
6           ~~centers, as defined in section 27-66-101 (2)~~ COMPREHENSIVE COMMUNITY  
7           BEHAVIORAL HEALTH PROVIDERS, AS DEFINED IN SECTION 27-50-101, and  
8           independent mental health and substance abuse treatment providers, as  
9           described in subsection (2) of this section. The state department shall  
10          contract with an independent auditor to prepare the behavioral health rates  
11          report, as described in this subsection (1). The state department shall  
12          prepare, in coordination with the behavioral health rates report, a set of  
13          recommendations on creating equitable payment and payment models that  
14          minimize inappropriate payment variation in comparable behavioral  
15          health services between ~~the providers of community mental health centers~~  
16          COMPREHENSIVE COMMUNITY BEHAVIORAL HEALTH PROVIDERS and  
17          independent mental health and substance use treatment providers. The  
18          state department shall present the behavioral health rates report and  
19          recommendations to the house of representatives ~~public and behavioral~~  
20          health and human services committee, or any successor committee.

21           **SECTION 4.** In Colorado Revised Statutes, 25.5-4-403.1, **amend**  
22          (1)(a) as follows:

23           **25.5-4-403.1. Providers - comprehensive community**  
24           **behavioral health providers - cost reporting.** (1) For the purposes of  
25           increased payment methodology transparency, no later than March 15,  
26           2023, and each March 15 thereafter, the state department shall:

27           (a) Publish cost reports for ~~community mental health centers~~

1 COMPREHENSIVE COMMUNITY BEHAVIORAL HEALTH PROVIDERS, AS  
2 DEFINED IN SECTION 27-50-101;

3 **SECTION 5.** In Colorado Revised Statutes, 25.5-5-301, **amend**  
4 (2)(a) as follows:

5 **25.5-5-301. Clinic services.** (2) Under the federal option for  
6 clinic services, Colorado has selected clinic services provided by the  
7 following:

8 (a) ~~Community mental health centers or clinics~~ COMPREHENSIVE  
9 COMMUNITY BEHAVIORAL HEALTH PROVIDERS, AS DEFINED IN SECTION  
10 27-50-101;

11 **SECTION 6.** In Colorado Revised Statutes, 25.5-6-113, **amend**  
12 (3)(b) as follows:

13 **25.5-6-113. Health home - integrated services - contracting -**  
14 **legislative declaration - definitions.** (3) (b) The health home may  
15 consist of a multi-disciplinary team, including primary care management  
16 providers, behavioral health-care providers, case managers, and providers  
17 of long-term services and supports, including, but not limited to, case  
18 management agencies, as defined in section 25.5-6-1702, nursing homes,  
19 alternative care facilities, day programs for the elderly, home care  
20 agencies, ~~community mental health centers~~ COMPREHENSIVE COMMUNITY  
21 BEHAVIORAL HEALTH PROVIDERS, AS DEFINED IN SECTION 27-50-101, and  
22 hospice and palliative care centers.

23 **SECTION 7.** In Colorado Revised Statutes, 27-65-118, **amend**  
24 (1)(a) as follows:

25 **27-65-118. Right to treatment - rules.** (1) (a) Any person  
26 receiving an evaluation or treatment pursuant to this article 65 is entitled  
27 to medical and psychiatric care and treatment, with regard to services

1 listed in ~~section 27-66-101~~ SECTION 27-50-301 and services listed in rules  
2 authorized by section 27-66-102, suited to meet the person's individual  
3 needs, delivered in such a way as to keep the person in the least restrictive  
4 environment, and delivered in such a way as to include the opportunity  
5 for participation of family members in the person's program of care and  
6 treatment, when appropriate. Nothing in this subsection (1)(a) creates any  
7 right with respect to any person other than the person receiving an  
8 evaluation, care, or treatment. The professional person and the agency or  
9 facility providing an evaluation, care, or treatment shall keep records  
10 detailing all care and treatment received by the person, and the records  
11 must be made available, upon the person's written authorization, to the  
12 person's attorney or the person's personal physician. The records are  
13 permanent records and must be retained in accordance with section  
14 27-65-123 (4).

15       **SECTION 8. Act subject to petition - effective date.** This act  
16 takes effect at 12:01 a.m. on the day following the expiration of the  
17 ninety-day period after final adjournment of the general assembly; except  
18 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
19 of the state constitution against this act or an item, section, or part of this  
20 act within such period, then the act, item, section, or part will not take  
21 effect unless approved by the people at the general election to be held in  
22 November 2026 and, in such case, will take effect on the date of the  
23 official declaration of the vote thereon by the governor.