

**NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**

# An Act

HOUSE BILL 10-1033

BY REPRESENTATIVE(S) Massey, Frangas, Kerr J., McCann, Labuda, Summers, Todd;  
also SENATOR(S) Boyd and Schwartz, Foster, Newell, Steadman.

CONCERNING THE PROVISION OF SERVICES THROUGH THE MEDICAID PROGRAM THAT ARE RELATED TO SUBSTANCE ABUSE, AND MAKING AN APPROPRIATION THEREFOR.

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

**SECTION 1.** 25.5-5-202 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

**25.5-5-202. Basic services for the categorically needy - optional services - repeal.** (1) Subject to the provisions of subsection (2) of this section, the following are services for which federal financial participation is available and which Colorado has selected to provide as optional services under the medical assistance program:

(u) (I) SCREENING, BRIEF INTERVENTION, AND REFERRAL TO TREATMENT FOR INDIVIDUALS AT RISK OF SUBSTANCE ABUSE, INCLUDING REFERRAL TO THE APPROPRIATE LEVEL OF INTERVENTION AND TREATMENT.

---

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

(II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (u), SERVICES RELATING TO SCREENING, BRIEF INTERVENTION, AND REFERRAL TO TREATMENT SHALL NOT TAKE EFFECT UNLESS ALL NECESSARY APPROVALS UNDER FEDERAL LAW AND REGULATION HAVE BEEN OBTAINED TO RECEIVE FEDERAL FINANCIAL PARTICIPATION FOR THE COSTS OF SUCH SERVICES.

**SECTION 2. Appropriation.** In addition to any other appropriation, there is hereby appropriated, to the department of health care policy and financing, for medical service premiums, for the fiscal year beginning July 1, 2010, the sum of eight hundred seventy thousand one hundred fifty-five dollars (\$870,155), or so much thereof as may be necessary, for the implementation of this act. Of said sum, three hundred thirty-four thousand two hundred twenty-seven dollars (\$334,227) shall be from the general fund and five hundred thirty-five thousand nine hundred twenty-eight dollars (\$535,928) shall be from federal funds.

**SECTION 3. Act subject to petition - effective date.** (1) Except as otherwise provided in subsection (2) of this section, this act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part shall not take effect unless approved by

the people at the general election to be held in November 2010 and shall take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act shall take effect on the date specified in subsection (1) of this section only if House Bill 10-1284 is enacted and becomes law.

---

Terrance D. Carroll  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

---

Brandon C. Shaffer  
PRESIDENT OF  
THE SENATE

---

Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

---

Karen Goldman  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

---

Bill Ritter, Jr.  
GOVERNOR OF THE STATE OF COLORADO