

**Second Regular Session  
Seventieth General Assembly  
STATE OF COLORADO**

**BILL A**

*Temporary storage location: S:\LCS\Council\Legcouncil\LC2015\Nov 10 Interim Committee Meeting\Mental Illness in the Criminal Justice System\16-0313.wpd*

LLS NO. 16-0313.01 Jane Ritter x4342

**SENATE BILL**

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**SENATE SPONSORSHIP**

**Newell and Martinez Humenik,**

**HOUSE SPONSORSHIP**

**Lee, Singer**

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**Senate Committees**

**House Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING INCLUDING A MENTAL HEALTH PROFESSIONAL IN THE**  
102             **MEMORANDUM OF UNDERSTANDING RELATING TO A**  
103             **LOCAL-LEVEL COLLABORATIVE MANAGEMENT PROCESS FOR**  
104             **CHILDREN AND FAMILIES.**

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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://www.leg.state.co.us/billsummaries>.)*

**Legislative Oversight Committee Concerning the Treatment  
of Persons With Mental Illness in the Criminal and Juvenile Justice**

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

**Systems.** The bill adds a mental health professional to the list of persons to be included in any memorandum of understanding entered into between interested county departments of social or human services and other local-level service providers when the memorandum of understanding is established as a means of promoting a collaborative system of local-level interagency oversight and services to children and families.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-1.9-102, **amend**  
3 (1) (a) and (1) (c) as follows:

4 **24-1.9-102. Memorandum of understanding - local-level**  
5 **interagency oversight groups - individualized service and support**  
6 **teams - coordination of services for children and families -**  
7 **requirements - waiver.** (1) (a) INDIVIDUALS, local representatives of  
8 each of the agencies specified in this paragraph (a) AND PARAGRAPH (a.5)  
9 OF THIS SUBSECTION (1), IF APPLICABLE, and county departments of  
10 HUMAN OR social services may enter into memorandums of understanding  
11 that are designed to promote a collaborative system of local-level  
12 interagency oversight groups and individualized service and support  
13 teams to coordinate and manage the provision of services to children and  
14 families who would benefit from integrated multi-agency services. The  
15 memorandums of understanding entered into pursuant to this subsection  
16 (1) shall be between interested county departments of HUMAN OR social  
17 services and ~~local representatives of each of the following: agencies or~~  
18 ~~entities:~~

19 (I) A REPRESENTATIVE OF the local judicial districts, including  
20 probation services;

21 (II) A REPRESENTATIVE OF the health department, whether a  
22 county or district public health agency;

1 (III) A REPRESENTATIVE OF the local school district or school  
2 districts;

3 (IV) ~~Each~~ A REPRESENTATIVE FROM THE LOCAL community  
4 mental health center OR A MENTAL HEALTH PROFESSIONAL DESIGNATED BY  
5 THE PERSON OR ENTITY THAT CONVENES THE GROUP. For purposes of this  
6 subsection (1), a "mental health professional" may include any person  
7 licensed by the state of Colorado as a psychiatrist, psychologist, mental  
8 health counselor, or clinical social worker.

9 (V) ~~Each~~ A REPRESENTATIVE FROM THE LOCAL behavioral health  
10 organization;

11 (VI) A REPRESENTATIVE FROM the division of youth corrections;

12 (VII) A REPRESENTATIVE FROM a designated managed service  
13 organization for the provision of treatment services for alcohol and drug  
14 abuse pursuant to section 27-80-107, C.R.S.; and

15 (VIII) A REPRESENTATIVE FROM a domestic abuse program as  
16 defined in section 26-7.5-102, C.R.S., if representation from such a  
17 program is available.

18 (c) Notwithstanding the provisions of paragraph (b) of this  
19 subsection (1), the INDIVIDUALS AND agencies specified in paragraphs (a)  
20 and (a.5) of this subsection (1) may enter into memorandums of  
21 understanding involving only one or more county departments of HUMAN  
22 OR social services, not necessarily by region, as may be appropriate to  
23 ensure the effectiveness of local-level interagency oversight groups and  
24 individualized service and support teams in the county or counties.

25 **SECTION 2. Act subject to petition - effective date.** This act  
26 takes effect at 12:01 a.m. on the day following the expiration of the  
27 ninety-day period after final adjournment of the general assembly (August

1 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a  
2 referendum petition is filed pursuant to section 1 (3) of article V of the  
3 state constitution against this act or an item, section, or part of this act  
4 within such period, then the act, item, section, or part will not take effect  
5 unless approved by the people at the general election to be held in  
6 November 2016 and, in such case, will take effect on the date of the  
7 official declaration of the vote thereon by the governor.