

**First Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO**

**REREVISED**

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

LLS NO. 11-0101.01 Brita Darling

**SENATE BILL 11-177**

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**SENATE SPONSORSHIP**

**Nicholson,** Aguilar, Boyd, Carroll, Foster, Newell

**HOUSE SPONSORSHIP**

**Coram,**

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**Senate Committees**

Health and Human Services  
Appropriations

**House Committees**

Health and Environment  
Appropriations

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**A BILL FOR AN ACT**

101 **CONCERNING THE TEEN PREGNANCY AND DROPOUT PREVENTION**  
102 **PROGRAM, AND, IN CONNECTION THEREWITH, CONTINUING THE**  
103 **PROGRAM, AND MAKING AN APPROPRIATION.**

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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>.)*

**Sunset Process - Senate Health and Human Services Committee.** The bill extends the repeal date for the teen pregnancy and dropout prevention program (program) by 5 years to September 1, 2016, and requires the department of regulatory agencies to review the program

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.*

HOUSE  
3rd Reading Unam ended  
May 9, 2011

HOUSE  
Am ended 2nd Reading  
May 6, 2011

SENATE  
3rd Reading Unam ended  
April 21, 2011

SENATE  
Am ended 2nd Reading  
April 20, 2011

prior to its repeal.

The department of health care policy and financing (HCPF) shall collaborate with the department of public health and environment, and may collaborate with other public agencies or nonprofit organizations, to promote and expand provider participation. HCPF shall also collaborate with the department of education to facilitate services to at-risk teenagers and teen parents.

Program providers shall collect data relating to the effectiveness of the program and provide the data to HCPF. Providers shall survey program participants to measure participant behaviors that are consistent with reducing teen pregnancies and shall report survey results to HCPF along with the number of program participants and, to the extent determinable by the provider, the number of program participants who drop out of school, become pregnant, or impregnate another person.

The bill creates an exception to the prohibition on the use of general fund moneys to allow general fund moneys to be used for HCPF's internal administrative costs in providing expanded program promotion and oversight.

The bill repeals an obsolete reporting requirement.

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

2           **SECTION 1.** 25.5-5-603 (1) and (3), Colorado Revised Statutes,  
3 are amended, and the said 25.5-5-603 is further amended BY THE  
4 ADDITION OF A NEW SUBSECTION, to read:

5           **25.5-5-603. Program - teen pregnancy and dropout**  
6 **prevention.** (1) (a) The general assembly authorizes the department to  
7 implement a statewide program for teen pregnancy and dropout  
8 prevention to serve teenagers who are medicaid recipients. The  
9 department shall design a program based upon community support and  
10 assistance, percentage of births in the community that have been funded  
11 under the state medical assistance program, the use of program designs  
12 that include accurate methods for measuring the effectiveness of the  
13 program, and availability of additional federal funds and local or private  
14 funding. The department may seek any federal waivers that may be

1 necessary to implement this part 6.

2 (b) IN IMPLEMENTING A STATEWIDE PROGRAM PURSUANT TO  
3 PARAGRAPH (a) OF THIS SUBSECTION (1), THE DEPARTMENT SHALL  
4 COLLABORATE WITH THE DEPARTMENT OF PUBLIC HEALTH AND  
5 ENVIRONMENT AND MAY COLLABORATE WITH OTHER PUBLIC AGENCIES  
6 AND NONPROFIT ORGANIZATIONS TO PROMOTE AND EXPAND PROVIDER  
7 PARTICIPATION IN THE PROGRAM. ADDITIONALLY, THE DEPARTMENT  
8 SHALL COLLABORATE WITH THE DEPARTMENT OF EDUCATION TO  
9 FACILITATE THE PROVISION OF SERVICES TO AT-RISK TEENAGERS AND TEEN  
10 PARENTS.

11 (2.5) (a) PROVIDERS PROVIDING SERVICES UNDER THE PROGRAM  
12 SHALL COLLECT DATA RELEVANT TO MEASURING THE PROGRAM'S  
13 EFFECTIVENESS BY SURVEYING PROGRAM PARTICIPANTS AT THE  
14 BEGINNING OF PARTICIPATION, DURING THE PROGRAM, AND AT THE END OF  
15 PARTICIPATION CONCERNING CERTAIN BEHAVIORS THAT DECREASE THE  
16 LIKELIHOOD OF TEEN PREGNANCY, INCLUDING:

- 17 (I) POSTPONING THE FIRST SEXUAL ENCOUNTER;
- 18 (II) REDUCING THE FREQUENCY OF SEXUAL INTERCOURSE;
- 19 (III) REDUCING THE NUMBER OF SEXUAL PARTNERS OR  
20 MAINTAINING MONOGAMOUS RELATIONSHIPS;
- 21 (IV) INCREASING THE EFFECTIVE USE OF CONTRACEPTION; AND
- 22 (V) REDUCING THE INCIDENCE OF UNPROTECTED SEX.

23 (b) PROVIDERS SHALL PROVIDE THE DEPARTMENT WITH A  
24 SUMMARY OF THE SURVEY RESULTS COLLECTED PURSUANT TO PARAGRAPH  
25 (a) OF THIS SUBSECTION (2.5) ALONG WITH INFORMATION, TO THE EXTENT  
26 DETERMINABLE BY THE PROVIDER, CONCERNING THE NUMBER OF  
27 PARTICIPANTS WHO, WHILE ENROLLED IN THE PROGRAM OR AFTER

1 LEAVING THE PROGRAM:

2 (I) DROP OUT OF SCHOOL;

3 (II) BECOME PREGNANT AS A TEENAGER; OR

4 (III) AS A TEENAGER, IMPREGNATE SOMEONE.

5 (3) The teen pregnancy and dropout prevention program shall be  
6 financed with federal funds, local contributions, and any grants or  
7 donations from private entities. No general fund moneys shall be used to  
8 finance the program; EXCEPT THAT THE GENERAL ASSEMBLY MAY  
9 APPROPRIATE ANY MONEYS NECESSARY FOR THE INTERNAL  
10 ADMINISTRATIVE COSTS OF THE DEPARTMENT FOR PROVIDING EXPANDED  
11 PROGRAM PROMOTION AND OVERSIGHT.

12 **SECTION 2.** 25.5-5-604, Colorado Revised Statutes, is amended  
13 to read:

14 **25.5-5-604. Report.** The department shall ~~provide a report~~  
15 ~~ANNUALLY to the general assembly no later than September 1, 2010,~~  
16 ~~demonstrating~~ JOINT BUDGET COMMITTEE, THE HEALTH AND  
17 ENVIRONMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR ANY  
18 SUCCESSOR COMMITTEE, AND THE HEALTH AND HUMAN SERVICES  
19 COMMITTEE OF THE SENATE, OR ANY SUCCESSOR COMMITTEE,  
20 CONCERNING the effectiveness of the program. ~~and evaluating whether the~~  
21 ~~program should be continued.~~ THE REPORT SHALL INCLUDE AT A  
22 MINIMUM THE NUMBER OF NEW PROVIDERS PARTICIPATING IN THE  
23 PROGRAM, THE NUMBER OF ADDITIONAL PROGRAM PARTICIPANTS, THE  
24 PREGNANCY RATE FOR PROGRAM PARTICIPANTS AS COMPARED TO THE  
25 PREGNANCY RATE FOR MEDICAID CLIENTS OF THE SAME AGE GROUP IN THE  
26 SAME GEOGRAPHIC AREA, AND A SUMMARY OF THE INFORMATION  
27 COLLECTED BY THE DEPARTMENT PURSUANT TO SECTION 25.5-5-603 (2.5)

1 CONCERNING PARTICIPANT BEHAVIORS THAT DECREASE THE LIKELIHOOD  
2 OF TEEN PREGNANCY.

3 **SECTION 2.** 25.5-5-605, Colorado Revised Statutes, is amended  
4 to read:

5 **25.5-5-605. Repeal of part.** This part 6 is repealed, effective ~~July~~  
6 ~~1, 2011~~ SEPTEMBER 1, 2016. Prior to such repeal, the teen pregnancy and  
7 dropout prevention program implemented by the department pursuant to  
8 this part 6 shall be reviewed as provided in section 24-34-104, C.R.S.

9 **SECTION 3. Repeal.** 24-34-104 (42) (j), Colorado Revised  
10 Statutes, is repealed as follows:

11 **24-34-104. General assembly review of regulatory agencies**  
12 **and functions for termination, continuation, or reestablishment.**

13 (42) The following agencies, functions, or both, shall terminate on July  
14 1, 2011:

15 (j) ~~The teen pregnancy and dropout prevention program, created~~  
16 ~~in section 25.5-5-603, C.R.S.;~~

17 **SECTION 4.** 24-34-104 (47.5), Colorado Revised Statutes, is  
18 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

19 **24-34-104. General assembly review of regulatory agencies**  
20 **and functions for termination, continuation, or reestablishment.**

21 (47.5) The following agencies, functions, or both, shall terminate on  
22 September 1, 2016:

23 (c) THE TEEN PREGNANCY AND DROPOUT PREVENTION PROGRAM,  
24 CREATED IN SECTION 25.5-5-603, C.R.S.

25 **SECTION 5. Adjustments in 2011 long bill.** For the  
26 implementation of this act, appropriations made in the annual general  
27 appropriation act for the fiscal year beginning July 1, 2011, to the

1 department of health care policy and financing, shall be adjusted as  
2 follows:

3 (1) The appropriation to the executive director's office, for  
4 personal services, is increased by forty-seven thousand eight hundred  
5 seventeen dollars (\$47,817) and 1.0 FTE. Of said sum, twenty-three  
6 thousand nine hundred nine dollars (\$23,909) shall be from the general  
7 fund and twenty-three thousand nine hundred eight dollars (\$23,908) shall  
8 be from federal funds.

9 (2) The appropriation to the executive director's office, for  
10 operating expenses, is increased by five thousand six hundred fifty-three  
11 dollars (\$5,653). Of said sum, two thousand eight hundred twenty-six  
12 dollars (\$2,826) shall be from the general fund and two thousand eight  
13 hundred twenty-seven dollars (\$2,827) shall be from federal funds.

14 (3) The appropriation to the medical services premiums section is  
15 increased by three hundred eighty-six thousand six hundred sixty-five  
16 dollars (\$386,665). Of said sum, thirty-eight thousand six hundred  
17 sixty-six dollars (\$38,666) shall be cash funds from certified public  
18 expenditures by the counties and three hundred forty-seven thousand nine  
19 hundred ninety-nine dollars (\$347,999) shall be from federal funds.

20 (4) The appropriation to the medical services premiums section is  
21 decreased by fifty-three thousand four hundred seventy dollars (\$53,470).  
22 Of said sum, twenty-six thousand seven hundred thirty-five dollars  
23 (\$26,735) shall be from the general fund and twenty-six thousand seven  
24 hundred thirty-five dollars (\$26,735) shall be from federal funds.

25 **SECTION 6. Safety clause.** The general assembly hereby finds,  
26 determines, and declares that this act is necessary for the immediate  
27 preservation of the public peace, health, and safety.