

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Health & Human Services.

SB26-113 be amended as follows:

1 Amend printed bill, page 2, strike line 10 and substitute:

2 "(I) DOES NOT PERMIT THE POSSESSION OR USE OF ALCOHOL OR
3 NONPRESCRIBED OR ILLICIT DRUGS;".

4 Page 2, strike lines 24 and 25 and substitute:

5 "(III) PERMANENT SUPPORTIVE HOUSING. FOR THE PURPOSES OF
6 THIS SUBSECTION (17.5)(b)(III), "PERMANENT SUPPORTIVE HOUSING"
7 MEANS COMMUNITY-BASED AFFORDABLE HOUSING WHERE EXTREMELY
8 LOW-INCOME INDIVIDUALS WITH COMPLEX BARRIERS TO HOUSING
9 STABILITY AND HISTORIES OF HOMELESSNESS HAVE A DEDICATED RENTAL
10 SUBSIDY THAT IS NOT CONDITIONAL ON PARTICIPATION IN SUPPORTIVE
11 SERVICES AND INCLUDES THE SAME RIGHTS AND RESPONSIBILITIES OF
12 TENANCY LEGALLY GUARANTEED BY A LEASE AGREEMENT AND ACCESS TO
13 INTENSIVE COORDINATED SUPPORTIVE SERVICES DESIGNED TO SUPPORT
14 TENANTS TO LIVE INDEPENDENTLY WITH IMPROVED HEALTH OUTCOMES
15 AND REDUCED EMERGENCY SYSTEM UTILIZATION.".

16 Page 3, strike lines 16 through 19.

17 Page 3, line 20, strike "(b)" and substitute "(2)".

18 Page 4, lines 8 and 9, strike "A PERSON SHALL NOT OPERATE A RECOVERY
19 RESIDENCE, AND".

20 Page 4, strike line 13 and substitute "SECTION 25.5-5-403 (5); A LICENSED
21 HEALTH-CARE FACILITY; OR A GOVERNMENTAL ENTITY SHALL".

22 Page 4, line 14, strike "RESIDENCE." and substitute "RESIDENCE OR
23 PURCHASE OR CONTRACT FOR SERVICES FROM A RECOVERY RESIDENCE
24 UNLESS THE RECOVERY RESIDENCE HAS OBTAINED A LICENSE FROM THE
25 BEHAVIORAL HEALTH ADMINISTRATION.".

26 Page 5, strike lines 11 through 18 and substitute:

27 "(6) (a) A RECOVERY RESIDENCE SHALL NOT DENY ADMISSION TO
28 AN INDIVIDUAL BASED ON THE INDIVIDUAL'S PARTICIPATION IN
29 PRESCRIBED MEDICATION-ASSISTED TREATMENT, AS DEFINED IN SECTION
30 23-21-803, FOR A SUBSTANCE USE DISORDER, INCLUDING ANY PRESCRIBED
31 OR DISPENSED AGONIST TREATMENT THAT IS APPROVED BY THE FEDERAL
32 FOOD AND DRUG ADMINISTRATION. THE RECOVERY RESIDENCE SHALL NOT
33 REQUIRE AN INDIVIDUAL TO DISCONTINUE USAGE OF

1 MEDICATION-ASSISTED TREATMENT AS A CONDITION OF RESIDING IN THE
2 RECOVERY RESIDENCE.

3 (b) A RECOVERY RESIDENCE SHALL NOT RESTRICT AN INDIVIDUAL'S
4 ABILITY TO TAKE PRESCRIBED MEDICATIONS, INCLUDING CONTROLLED
5 MEDICATIONS IN ACCORDANCE WITH A PHYSICIAN'S ORDERS, AS A
6 CONDITION FOR THE INDIVIDUAL TO RESIDE IN THE RECOVERY RESIDENCE.

7 (c) A RECOVERY RESIDENCE MAY IMPLEMENT REQUIREMENTS
8 RELATED TO THE STORAGE AND STAFF ADMINISTRATION OF PRESCRIBED
9 MEDICATIONS AS A MEANS OF ENSURING SAFETY AND PREVENTING
10 DIVERSION OF MEDICATIONS."

11 Page 6, after line 1 insert:

12 "(8) THE BHA SHALL MAINTAIN A PUBLICLY AVAILABLE LIST OF
13 LICENSED RECOVERY RESIDENCES."

14 Page 6, lines 19 and 20, strike "MAY INCLUDE LOCAL FIRE INSPECTIONS;"
15 and substitute "INCLUDES OBTAINING ALL REQUIRED BUILDING AND
16 SAFETY INSPECTIONS AND PERMITS AND COMPLIANCE WITH APPLICABLE
17 BUILDING AND PROPERTY MAINTENANCE CODES THAT ARE ENFORCED BY
18 A LOCAL GOVERNMENT;"

19 Page 7, strike lines 16 through 18 and substitute "HISTORY BACKGROUND
20 CHECK BEFORE EMPLOYMENT OR EXECUTION OF A CONTRACT. THE"

21 Page 7, after line 22 insert:

22 "(3) THIS SECTION DOES NOT EXEMPT A RECOVERY RESIDENCE OR
23 ITS RESIDENTS OR OPERATORS FROM COMPLYING WITH ANY STATE,
24 COUNTY, OR MUNICIPAL HEALTH, SAFETY, OR FIRE CODES."

25 Page 14, line 9, after "INJURIES;" insert "OR".

26 Page 14, strike lines 10 and 11.

27 Renumber succeeding subparagraph accordingly.

28 Page 14, line 15, strike "PATIENT OR RECOVERY RESIDENT;" and substitute
29 "RESIDING IN THE RECOVERY RESIDENCE;"

30 Page 15, line 4, strike "IF THE".

31 Page 15, strike lines 5 through 7.

32 Page 15, strike lines 8 through 13.

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