

# An Act

HOUSE BILL 18-1294

BY REPRESENTATIVE(S) Lontine and Buckner, Esgar, Ginal, Kennedy, Roberts, Arndt, Carver, Coleman, Exum, Gray, Hamner, Hansen, Hooton, Kraft-Tharp, Lee, McLachlan, Melton, Michaelson Jenet, Rosenthal, Salazar, Valdez, Weissman, Young, Duran;  
also SENATOR(S) Crowder, Moreno, Todd.

CONCERNING THE CONTINUATION OF THE REGULATION OF NURSING HOME ADMINISTRATORS BY THE BOARD OF EXAMINERS OF NURSING HOME ADMINISTRATORS IN THE DIVISION OF PROFESSIONS AND OCCUPATIONS IN THE DEPARTMENT OF REGULATORY AGENCIES, AND, IN CONNECTION THEREWITH, REQUIRING THE BOARD TO RECORD BY BOARD MEMBER EACH VOTE REGARDING LICENSEE DISCIPLINE.

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

**SECTION 1.** In Colorado Revised Statutes, **amend** 12-39-121 as follows:

**12-39-121. Repeal of article.** (1) This ~~article~~ **ARTICLE 39** is repealed, effective ~~July 1, 2018~~ **SEPTEMBER 1, 2023**.

(2) Prior to ~~such~~ **THE** repeal, the licensing functions of the board of examiners of nursing home administrators ~~shall be reviewed as provided in~~

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

ARE SCHEDULED FOR REVIEW IN ACCORDANCE WITH section 24-34-104.  
~~C.R.S.~~

**SECTION 2.** In Colorado Revised Statutes, 24-34-104, **repeal** (14)(a)(VI); and **add** (24)(a)(VIII) as follows:

**24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal.** (14) (a) The following agencies, functions, or both, are scheduled for repeal on July 1, 2018:

(VI) ~~The board of examiners of nursing home administrators created in section 12-39-104, C.R.S.;~~

(24) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2023:

(VIII) ~~THE REGULATION OF NURSING HOME ADMINISTRATORS BY THE BOARD OF EXAMINERS OF NURSING HOME ADMINISTRATORS IN ACCORDANCE WITH ARTICLE 39 OF TITLE 12.~~

**SECTION 3.** In Colorado Revised Statutes, 12-39-114, **add** (8) as follows:

**12-39-114. Disciplinary proceedings - administrative law judge - judicial review - publicly recorded votes.** (8) ALL VOTES TO IMPOSE DISCIPLINE OR DISMISS A COMPLAINT MUST BE RECORDED IN THE BOARD'S PUBLICLY AVAILABLE MINUTES AND INDICATE HOW EACH BOARD MEMBER VOTED ON THE QUESTION.

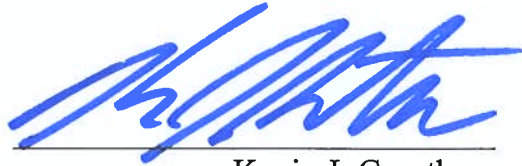
**SECTION 4. Effective date.** This act takes effect July 1, 2018.

**SECTION 5. Safety clause.** The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.



Crisanta Duran  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES



Kevin J. Grantham  
PRESIDENT OF  
THE SENATE



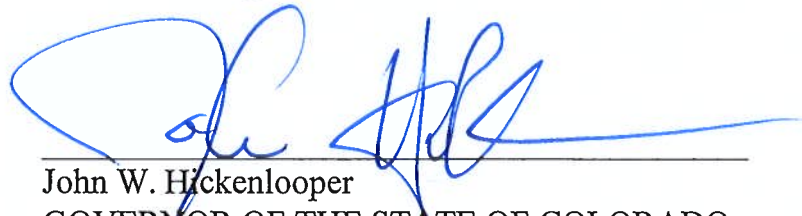
Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES



Effie Ameen  
SECRETARY OF  
THE SENATE

APPROVED

May 29<sup>th</sup> 2018 10:47am



John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO