

SENATE COMMITTEE OF REFERENCE REPORT

May 26, 2021

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Chair of Committee

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Date

Committee on State, Veterans, & Military Affairs.

After consideration on the merits, the Committee recommends the following:

HB21-1276 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend reengrossed bill, page 5, line 24, strike "PROVIDE A COST-SHARING  
2 BENEFIT" and substitute "ALIGN COST-SHARING AMOUNTS".

3 Page 5, strike lines 26 and 27 and substitute "DIAGNOSIS WHERE AN  
4 OPIOID MIGHT BE PRESCRIBED, WHICH MUST INCLUDE".

5 Page 6, line 1, strike "(I) A" and substitute "A".

6 Page 6, strike lines 3 and 4 and substitute "SERVICES FOR A MINIMUM OF  
7 SIX PHYSICAL THERAPY VISITS, SIX".

8 Reletter succeeding paragraphs accordingly.

9 Page 14, after line 7 insert:

10 "SECTION 15. In Colorado Revised Statutes, 12-280-403, add  
11 (6) as follows:

12 **12-280-403. Prescription drug use monitoring program -**  
13 **registration required.** (6) ON OR BEFORE SEPTEMBER 1, 2021, THE  
14 DIVISION SHALL FULLY ENABLE THE EXPANSION, UTILIZATION, AND  
15 ADOPTION OF THE UNITED STATES BUREAU OF JUSTICE ASSISTANCE  
16 RXCHECK, BOTH FOR INTERSTATE DATA SHARING AND FOR INTEGRATING  
17 THE PROGRAM INTO THE ELECTRONIC MEDICAL RECORDS OF  
18 PRACTITIONERS AND HEALTH SYSTEMS WITHIN THE STATE. PRACTITIONERS

1 AND HEALTH SYSTEMS, THROUGH PUBLIC AND PRIVATE INTEGRATION  
2 ORGANIZATIONS THAT COMPLY WITH THE BUSINESS ASSOCIATE  
3 REQUIREMENTS OF THE FEDERAL "HEALTH INSURANCE PORTABILITY AND  
4 ACCOUNTABILITY ACT OF 1996", AS AMENDED, 42 U.S.C. SEC. 1320d TO  
5 1320d-9, AND ITS RELATED PRIVACY AND SECURITY REGULATIONS, ARE  
6 AUTHORIZED TO DIRECTLY CONNECT TO THE PROGRAM THROUGH  
7 RXCHECK. IN ORDER TO COMPLETE THE REQUIRED RXCHECK  
8 ENABLEMENT, THE DIVISION MAY AUTHORIZE PUBLIC OR PRIVATE  
9 INTEGRATION ORGANIZATIONS TO PROVIDE TO THE DIVISION REASONABLE  
10 AND NECESSARY PROGRAM QUERY AUDIT REPORTS SHOULD AUDIT  
11 REPORTING FUNCTIONALITY NOT BE SUFFICIENT FOR THE DIVISION  
12 THROUGH RXCHECK. NOTWITHSTANDING THE ENABLEMENT OF RXCHECK  
13 DESCRIBED IN THIS SUBSECTION (6), THE PROGRAM, WHETHER DEVELOPED  
14 BY THE BOARD OR PROCURED, MUST ALLOW DIRECT APPLICATION  
15 PROGRAM INTERFACE CONNECTIONS TO THE PROGRAM THROUGH PUBLIC  
16 AND PRIVATE INTEGRATION ORGANIZATIONS THAT COMPLY WITH THE  
17 BUSINESS ASSOCIATE REQUIREMENTS OF THE "HEALTH INSURANCE  
18 PORTABILITY AND ACCOUNTABILITY ACT OF 1996", AS AMENDED, 42  
19 U.S.C. SEC. 1320d TO 1320d-9, AND ITS RELATED PRIVACY AND SECURITY  
20 REGULATIONS. PRACTITIONERS AND HEALTH SYSTEMS, AND THE  
21 INTEGRATION ORGANIZATIONS ACTING ON THEIR BEHALF, SHALL NOT BE  
22 ASSESSED ANY FEES FOR THE INTEGRATION ACCESS TO THE PROGRAM  
23 DESCRIBED IN THIS SUBSECTION (6), EITHER THROUGH RXCHECK OR  
24 THROUGH AN APPLICATION PROGRAM INTERFACE CONNECTION."

25 Renumber succeeding sections accordingly.

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