

HOUSE COMMITTEE OF REFERENCE REPORT

March 29, 2023

Chair of Committee

Date

Committee on Public & Behavioral Health & Human Services.

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

SB23-155 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend reengrossed bill, page 3, after line 15 insert:

2 "SECTION 4. In Colorado Revised Statutes, 25-1-124.5, amend  
3 (3) as follows:

4 **25-1-124.5. Nursing care facilities - employees - record check**  
5 **- adult protective services data system check - definition.** (3) In  
6 addition to the background check required pursuant to this section, on and  
7 after ~~January 1, 2019~~ JANUARY 1, 2024, prior to employment, a nursing  
8 care facility shall submit the name of a person who will be providing  
9 direct care, as defined in section 26-3.1-101 (3.5), to an at-risk adult, as  
10 defined in section 26-3.1-101 (1.5), THE NAME OF A PERSON WHO WILL BE  
11 SERVING AS A NURSING HOME ADMINISTRATOR, AS DEFINED IN SECTION  
12 12-265-103 (2), as well as any other required identifying information, to  
13 the department of human services for a check of the Colorado adult  
14 protective services data system pursuant to section 26-3.1-111, to  
15 determine if the person is substantiated in a case of mistreatment of an  
16 at-risk adult.

17 **SECTION 5.** In Colorado Revised Statutes, 25-1.5-118, amend  
18 (1) introductory portion, (1)(b)(I), (1)(e)(I) introductory portion, (1)(e)(II)  
19 introductory portion, and (1)(h); and add (3)(c.5) as follows:

20 **25-1.5-118. Training for nursing home administrators and**  
21 **staff providing direct-care services to residents with dementia - rules**  
22 **- definitions.** (1) By January 1, 2024, the state board of health shall adopt  
23 rules requiring covered facilities to provide dementia training for  
24 direct-care staff members AND NURSING HOME ADMINISTRATORS. The  
25 rules must specify the following, at a minimum:

26 (b) The length and frequency of the dementia training, which must  
27 be competency-based and must require a covered facility to provide:

- 1 (I) At least four hours of initial dementia training for:  
2 (A) All direct-care staff members hired by or who start providing  
3 direct-care services at, AND ALL NURSING HOME ADMINISTRATORS HIRED  
4 BY OR WHO START WORKING AT, a covered facility on or after the effective  
5 date of the dementia training requirement specified in the rules, unless an  
6 exception established pursuant to subsection (1)(e) of this section applies,  
7 which training must be completed within one hundred twenty days after  
8 the start of employment or the provision of direct-care services, as  
9 applicable; and  
10 (B) All direct-care staff members hired by or providing direct-care  
11 services at, AND ALL NURSING HOME ADMINISTRATORS HIRED BY OR WHO  
12 START WORKING AT, a covered facility before the effective date of the  
13 dementia training requirement specified in the rules, unless an exception  
14 established pursuant to subsection (1)(e) of this section applies, which  
15 training must be completed within one hundred twenty days after the  
16 effective date of the dementia training requirement specified in the rules;  
17 and  
18 (e) An exception to the initial dementia training requirements for:  
19 (I) A direct-care staff member hired by or who starts providing  
20 direct-care services at, OR A NURSING HOME ADMINISTRATOR WHO IS  
21 HIRED BY OR WHO STARTS WORKING AT, a covered facility on or after the  
22 effective date of the dementia training requirement specified in the rules  
23 who has:  
24 (II) A direct-care staff member hired by or providing direct-care  
25 services at, OR A NURSING HOME ADMINISTRATOR HIRED BY OR WORKING  
26 AT, a covered facility before the effective date of the dementia training  
27 requirement specified in the rules who has:  
28 (h) A requirement that covered facilities provide the dementia  
29 training and continuing education programs to direct-care staff members  
30 AND NURSING HOME ADMINISTRATORS, AS APPLICABLE, at no cost to the  
31 staff members OR NURSING HOME ADMINISTRATORS; and  
32 (3) As used in this section:  
33 (c.5) "NURSING HOME ADMINISTRATOR" HAS THE SAME MEANING  
34 AS SET FORTH IN SECTION 12-265-103."

35 Renumber succeeding section accordingly.

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