

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 12, 2017
Date

Committee on Health & Human Services.

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

SB17-082 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 27-80-207, **add** (5)
4 as follows:

5 **27-80-207. Qualifications for license.** (5) IN ADDITION TO ANY
6 OTHER APPLICABLE REQUIREMENT, THE DEPARTMENT SHALL REQUIRE AN
7 APPLICANT FOR INITIAL LICENSURE UNDER THIS PART 2 TO SUBMIT ALL OF
8 THE FOLLOWING:

9 (a) FOR EACH OWNER OR CHIEF EXECUTIVE OFFICER OF THE
10 APPLICANT ENTITY, A COMPLETE SET OF FINGERPRINTS TO THE
11 DEPARTMENT. THE DEPARTMENT SHALL SUBMIT THE FINGERPRINTS TO THE
12 COLORADO BUREAU OF INVESTIGATION FOR THE PURPOSE OF CONDUCTING
13 FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECKS. THE COLORADO
14 BUREAU OF INVESTIGATION SHALL FORWARD THE FINGERPRINTS TO THE
15 FEDERAL BUREAU OF INVESTIGATION FOR THE PURPOSE OF CONDUCTING
16 FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECKS. THE
17 DEPARTMENT MAY ACQUIRE A NAME-BASED CRIMINAL HISTORY RECORD
18 CHECK FOR AN OWNER OR CHIEF EXECUTIVE OFFICER OF AN APPLICANT
19 ENTITY WHO HAS TWICE SUBMITTED TO A FINGERPRINT-BASED CRIMINAL
20 HISTORY RECORD CHECK AND WHOSE FINGERPRINTS ARE UNCLASSIFIABLE.
21 THE DEPARTMENT SHALL USE THE INFORMATION RESULTING FROM THE
22 FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECKS TO INVESTIGATE
23 AND DETERMINE WHETHER AN APPLICANT IS QUALIFIED TO HOLD A

1 LICENSE PURSUANT TO THIS PART 2. THE DEPARTMENT MAY VERIFY THE
2 INFORMATION AN APPLICANT IS REQUIRED TO SUBMIT. THE APPLICANT
3 SHALL PAY THE COSTS ASSOCIATED WITH THE FINGERPRINT-BASED
4 CRIMINAL HISTORY RECORD CHECKS TO THE COLORADO BUREAU OF
5 INVESTIGATION.

6 (b) INFORMATION DISCLOSING THE APPLICANT'S PROGRAMS
7 LICENSED OR REGULATED BY ANY OTHER STATE AND ANY REGULATORY
8 ACTION TAKEN AGAINST THE APPLICANT IN ANY OTHER STATE.

9 **SECTION 2.** In Colorado Revised Statute, 27-80-210, **add** (6) as
10 follows:

11 **27-80-210. Records to be kept - order forms - website posting.**

12 (6) WITH REGARD TO EACH ADDICTION PROGRAM LICENSED BY THE
13 DEPARTMENT, THE DEPARTMENT SHALL FACILITATE THE POSTING ON A
14 PUBLIC WEBSITE AND UPDATE AT LEAST ANNUALLY THE FOLLOWING
15 INFORMATION:

16 (a) THE LOCATION OR LOCATIONS WHERE THE PROGRAM IS
17 OPERATED AND THE HOURS OF OPERATION; AND

18 (b) CONTACT INFORMATION FOR THE PROGRAM, INCLUDING A
19 PHONE NUMBER AND E-MAIL ADDRESS.

20 **SECTION 3.** In Colorado Revised Statutes, **add** 27-80-210.5 as
21 follows:

22 **27-80-210.5. Report - repeal.** (1) ON OR BEFORE JANUARY 1,
23 2019, THE DEPARTMENT SHALL PREPARE AND SEND A WRITTEN REPORT ON
24 TREATMENT PROVIDERS LICENSED PURSUANT TO THIS PART 2 TO THE JOINT
25 BUDGET COMMITTEE, THE PUBLIC HEALTH CARE AND HUMAN SERVICES
26 COMMITTEE IN THE HOUSE OF REPRESENTATIVES, AND THE HEALTH AND
27 HUMAN SERVICES COMMITTEE IN THE SENATE, OR THEIR SUCCESSOR
28 COMMITTEES. THE REPORT MUST INCLUDE THE FOLLOWING INFORMATION
29 REGARDING EACH ENTITY LICENSED TO PROVIDE TREATMENT OF
30 SUBSTANCE USE DISORDERS PURSUANT TO THIS PART 2:

31 (a) THE ENTITY'S NAME, LOCATION, AND CONTACT INFORMATION;

32 (b) THE TYPE OF LICENSE ISSUED, LICENSING STATUS, AND THE
33 EXPIRATION DATE OF THE LICENSE; AND

34 (c) THE NAME AND CONTACT INFORMATION OF THE OWNER OR
35 CHIEF OPERATING OFFICER.

36 (2) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2019.

37 **SECTION 4. Act subject to petition - effective date.** This act
38 takes effect July 1, 2018; except that, if a referendum petition is filed
39 pursuant to section 1 (3) of article V of the state constitution against this
40 act or an item, section, or part of this act within the ninety-day period
41 after final adjournment of the general assembly, then the act, item,

1 section, or part will not take effect unless approved by the people at the
2 general election to be held in November 2018 and, in such case, will take
3 effect on the date of the official declaration of the vote thereon by the
4 governor.".

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