

CHAPTER 82

HUMAN SERVICES - SOCIAL SERVICES

HOUSE BILL 18-1196

BY REPRESENTATIVE(S) Exum, Arndt, Becker K., Buckner, Esgar, Ginal, Gray, Hamner, Herod, Hooton, Jackson, Kraft-Tharp, Lee, Lontine, Melton, Michaelson Jenet, Pabon, Pettersen, Singer, Valdez, Weissman, Young, Duran, Coleman, Kennedy, McLachlan, Roberts, Rosenthal, Salazar; also SENATOR(S) Todd and Martinez Humenik, Aguilar, Court, Garcia, Guzman, Jones, Kagan, Kefalas, Merrifield, Moreno, Smallwood, Tate, Williams A.

AN ACT

CONCERNING AUTHORIZATION TO VERIFY THE DISABILITY OF AN APPLICANT TO THE AID TO THE NEEDY DISABLED PROGRAM.

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

SECTION 1. In Colorado Revised Statutes, 26-2-106, **amend** (6)(a) as follows:

26-2-106. Applications for public assistance. (6) (a) An application for aid to the needy disabled must not be approved until the applicant's medical condition has been certified by a physician licensed to practice medicine in this state, a physician assistant licensed in this state, or an advanced practice nurse licensed in this state. In addition to a physician, an applicant may be examined by a physician assistant licensed in this state, ~~by an advanced practice nurse, or by a registered nurse~~ licensed in this state who is functioning within the scope of the nurse's license and training, A LICENSED PSYCHOLOGIST, OR ANY OTHER LICENSED HEALTH CARE PERSONNEL THE STATE DEPARTMENT DEEMS APPROPRIATE. ~~The supervising physician, or the physician, physician assistant, or nurse~~ **PERSON** who conducted the examination shall certify in writing upon forms prescribed by the state department as to the diagnosis, prognosis, and other relevant medical or mental factors relating to the applicant's disability. An applicant who is disabled as a result of a primary diagnosis of an alcohol use disorder or a substance use disorder related to controlled substances must not be approved for aid to the needy disabled except as provided in section 26-2-111 (4)(e).

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.

SECTION 2. 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.

Approved: March 29, 2018