

CHAPTER 382

HEALTH AND ENVIRONMENT

HOUSE BILL 18-1302

BY REPRESENTATIVE(S) Ginal and Landgraf, Humphrey, Liston, Pettersen, Winkler;
also SENATOR(S) Marble, Tate.

AN ACT

CONCERNING THE ALLOWANCE OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO WAIVE CERTIFICATION REQUIREMENTS FOR TOXICOLOGY LABORATORIES THAT HAVE BEEN ACCREDITED BY AN ENTITY USING RECOGNIZED FORENSIC STANDARDS.

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

SECTION 1. In Colorado Revised Statutes, 42-4-1304, **amend** (4) introductory portion and (4)(a) as follows:

42-4-1304. Samples of blood or other bodily substance - duties of department of public health and environment - rules. (4) The state board of health shall establish and promulgate such administrative ~~regulations~~ **RULES** and procedures as are necessary to ensure that collection and testing of samples is accomplished to the fullest extent. Such ~~regulations~~ **RULES** and procedures shall include but not be limited to the following:

(a) The certification of laboratories to ensure that the collection and testing of samples is performed in a competent manner, which may include waiving specific certification requirements for laboratories that are accredited by ~~the American board of forensic toxicology, the international standards organization, or a successor to either organization~~ **A NATIONALLY OR INTERNATIONALLY RECOGNIZED ACCREDITATION ORGANIZATION THAT INCLUDES THE SCOPE OF FORENSIC TOXICOLOGY; and**

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of

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this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 6, 2018