

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 19-1084.01 Kristen Forrestal x4217

SENATE BILL 19-228

SENATE SPONSORSHIP

Winter and Moreno,

HOUSE SPONSORSHIP

Buentello and Singer,

Senate Committees

Health & Human Services
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO PREVENT SUBSTANCE ABUSE, AND, IN**
102 **CONNECTION THEREWITH, REQUIRING CERTAIN PRESCRIBERS TO**
103 **COMPLETE SUBSTANCE USE DISORDER TRAINING; PROHIBITING**
104 **PHYSICIANS AND PHYSICIAN ASSISTANTS FROM ACCEPTING**
105 **BENEFITS FOR PRESCRIBING SPECIFIC MEDICATIONS; REQUIRING**
106 **OPIOID PRESCRIPTIONS TO BEAR WARNING LABELS; ALLOWING**
107 **MEDICAL EXAMINERS ACCESS TO THE PRESCRIPTION DRUG**
108 **MONITORING PROGRAM; PROVIDING FUNDING TO ADDRESS**
109 **OPIOID AND SUBSTANCE USE DISORDERS THROUGH PUBLIC**
110 **HEALTH INTERVENTIONS IN LOCAL COMMUNITIES; REQUIRING**
111 **STATE DEPARTMENTS TO REPORT RECEIPT AND ELIGIBILITY FOR**
112 **FEDERAL FUNDS FOR HIV AND HEPATITIS TESTING; REQUIRING**
113 **THE OFFICE OF BEHAVIORAL HEALTH IN THE DEPARTMENT OF**

*Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

101 HUMAN SERVICES TO ADMINISTER GRANT PROGRAMS;
102 REQUIRING THE CENTER FOR RESEARCH INTO SUBSTANCE USE
103 DISORDER PREVENTION, TREATMENT, AND RECOVERY SUPPORT
104 STRATEGIES TO DEVELOP AND IMPLEMENT A PROGRAM TO
105 INCREASE PUBLIC AWARENESS CONCERNING THE SAFE USE,
106 STORAGE, AND DISPOSAL OF ANTAGONIST DRUGS, TO CONDUCT
107 A NEEDS ASSESSMENT AMONG MOTHERS AND PREGNANT WOMEN,
108 AND TO IMPLEMENT A GRANT PROGRAM; REQUIRING THE
109 OFFICE OF BEHAVIORAL HEALTH IN THE DEPARTMENT OF
110 HUMAN SERVICES TO ADMINISTER A CHILD AND MATERNAL
111 HEALTH PILOT PROGRAM; AND MAKING AN APPROPRIATION.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill:

- ! Requires certain health care providers who have prescriptive authority to complete substance use disorder training as part of continuing education required to renew the provider's license. Specifically, the requirement applies to podiatrists (**section 1** of the bill), dentists (**section 2**), advanced practice nurses (**section 3**), optometrists (**section 4**), and veterinarians (**section 5**).
- ! Prohibits a physician or physician assistant from accepting any direct or indirect benefits for prescribing a specific medication (**section 6**);
- ! Requires a prescription for an opioid for outpatient use to bear a warning label (**section 7**);
- ! Allows medical examiners access to the prescription drug monitoring program under specified circumstances (**section 8**);
- ! For the 2019-20 fiscal year, appropriates \$5 million from the general fund to the department of public health and environment for the purpose of working at state and local levels to address opioid and other substance use disorder priorities (**section 9**);

- ! Requires specified state departments to report to the health committees of the general assembly by December 31, 2019, the amount of federal funds that each is receiving or is eligible to receive for use in testing for hepatitis and HIV and the number of individuals currently and anticipated to be tested. The departments are also required to share eligibility standards for treatment with primary care providers (**section 10**).
- ! Creates 2 grant programs in the office of behavioral health in the department of human services to address opioid and other substance use disorder prevention and recovery. The grant programs focus on at-risk youth and their families affected by substance use disorders and who have not been successful in seeking aid through existing resources. The general assembly is required to appropriate \$3 million to the youth opioid and substance use prevention fund from the marijuana tax cash fund and \$3 million to the local substance use disorder prevention and recovery pilot program fund from the general fund to administer the programs (**section 11**).
- ! Requires the center for research into substance use disorder prevention, treatment, and recovery support strategies (center) to develop and implement a program to increase public awareness about the safe use, storage, and disposal of opioids, and about the availability of antagonist drugs. The general assembly is required to annually appropriate \$750,000 to the center from the marijuana tax cash fund to implement the program (**section 12**).
- ! Requires the center to hire additional staff to assist local communities in applying for grants, and requires the general assembly to appropriate general funds for the 2019-20 fiscal year to enable the center to hire staff for this purpose (section 12);
- ! Requires the center to conduct a statewide maternal and perinatal population-based needs assessment to gather information regarding substance use disorders among mothers and pregnant women and other mental health issues. For the 2019-20 and 2020-21 fiscal years, the general assembly is directed to appropriate \$100,000 per year from the general fund for allocation to the center to conduct the needs assessment (**section 14**).
- ! Requires the center to establish a pilot program to test the implementation of screening, brief intervention, and referral to treatment (SBIRT) for women's health and prenatal and postpartum care in 5 counties. The general

assembly is directed to appropriate \$228,000 from the marijuana tax cash fund to implement SBIRT in the 2019-20 fiscal year (section 14).

! Requires the college of nursing to implement and provide a training and technical assistance program for health care and mental health care providers in specified counties regarding SBIRT online training and tools to teach women of the risks of alcohol and substance use during pregnancy. For the 2019-20 and 2020-21 fiscal years, the general assembly is directed to appropriate \$172,000 per year from the marijuana tax cash fund to implement the program (section 14).

! Requires the office of behavioral health in the department of human services to administer a pilot program to integrate substance use disorder and medication-assisted treatment with obstetric and gynecological health care and requires the general assembly to appropriate money from the general fund in the 2019-20, 2020-21, and 2021-22 fiscal years to fund the pilot program (section 15).

Sections 16 through 23 make conforming amendments to harmonize the bill with the title 12 recodification bill, House Bill 19-1172.

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-32-111, **amend**
3 (1)(a) as follows:

4 **12-32-111. Renewal of license.** (1) (a) The Colorado podiatry
5 board shall set reasonable continuing education requirements for renewal
6 of A license, but in no event shall the board require more than fourteen
7 hours' credit of continuing education per year. AS A CONDITION OF
8 RENEWING A LICENSE ON OR AFTER JULY 1, 2019, THE CONTINUING
9 EDUCATION REQUIREMENTS MUST INCLUDE TRAINING REGARDING
10 SUBSTANCE USE DISORDERS; THE USE OF FEDERAL FOOD AND DRUG
11 ADMINISTRATION-APPROVED MEDICATIONS, IN COMBINATION WITH
12 COUNSELING AND BEHAVIORAL THERAPIES, TO PROVIDE A WHOLE-PATIENT
13 APPROACH TO THE TREATMENT OF SUBSTANCE USE DISORDERS; AND THE

1 USE OF THE ELECTRONIC PRESCRIPTION DRUG MONITORING PROGRAM
2 CREATED IN PART 4 OF ARTICLE 42.5 OF THIS TITLE 12. A podiatrist
3 desiring to renew his or her license to practice podiatry shall submit to the
4 Colorado podiatry board the information the board believes necessary to
5 show that he or she has fulfilled the board's continuing education
6 requirements and a fee to be determined and collected pursuant to section
7 24-34-105. ~~C.R.S.~~

8 **SECTION 2.** In Colorado Revised Statutes, 12-35-139, **amend**
9 (2) as follows:

10 **12-35-139. Continuing education requirements - rules.** (2) The
11 board may adopt rules establishing the basic requirements for continuing
12 education, including the types of programs that qualify, exemptions for
13 persons holding an inactive or retired license, requirements for courses
14 designed to enhance clinical skills for certain licenses, and the manner by
15 which dentists and dental hygienists are to report compliance with the
16 continuing education requirements. AS A CONDITION OF RENEWING,
17 REACTIVATING, OR REINSTATING A LICENSE ON OR AFTER JULY 1, 2019,
18 THE CONTINUING EDUCATION MUST INCLUDE TRAINING REGARDING
19 SUBSTANCE USE DISORDERS; THE USE OF FEDERAL FOOD AND DRUG
20 ADMINISTRATION-APPROVED MEDICATIONS, IN COMBINATION WITH
21 COUNSELING AND BEHAVIORAL THERAPIES, TO PROVIDE A WHOLE-PATIENT
22 APPROACH TO THE TREATMENT OF SUBSTANCE USE DISORDERS; AND THE
23 USE OF THE ELECTRONIC PRESCRIPTION DRUG MONITORING PROGRAM
24 CREATED IN PART 4 OF ARTICLE 42.5 OF THIS TITLE 12.

25 **SECTION 3.** In Colorado Revised Statutes, **amend** 12-38-127 as
26 follows:

27 **12-38-127. Continuing education - rules.** (1) In addition to any

1 other authority conferred upon the board by this ~~article~~ ARTICLE 38, the
2 board is authorized to require no more than twenty hours of continuing
3 education every two years as a condition of renewal of licenses and to
4 establish procedures and standards for ~~such~~ THE educational
5 requirements. The board shall, to assure that the continuing education
6 requirements imposed do not have the effect of restraining competition
7 among providers of such education, recognize a variety of alternative
8 means of compliance with ~~such~~ THE requirements.

9 (2) AS A CONDITION OF RENEWING A LICENSE ON OR AFTER JULY
10 1, 2019, FOR ADVANCED PRACTICE NURSES WHO HAVE PRESCRIPTIVE
11 AUTHORITY PURSUANT TO SECTION 12-38-111.6, THE CONTINUING
12 EDUCATION REQUIREMENT MUST INCLUDE TRAINING REGARDING
13 SUBSTANCE USE DISORDERS; THE USE OF FEDERAL FOOD AND DRUG
14 ADMINISTRATION-APPROVED MEDICATIONS, IN COMBINATION WITH
15 COUNSELING AND BEHAVIORAL THERAPIES, TO PROVIDE A WHOLE-PATIENT
16 APPROACH TO THE TREATMENT OF SUBSTANCE USE DISORDERS; AND THE
17 USE OF THE ELECTRONIC PRESCRIPTION DRUG MONITORING PROGRAM
18 CREATED IN PART 4 OF ARTICLE 42.5 OF THIS TITLE 12.

19 (3) The board shall adopt rules ~~and regulations~~ that are necessary
20 to carry out ~~the provisions of~~ this section, ~~such~~ WHICH rules ~~and~~
21 ~~regulations to~~ MUST be promulgated in accordance with ~~the provisions of~~
22 article 4 of title 24. ~~C.R.S.~~

23 **SECTION 4.** In Colorado Revised Statutes, 12-40-113, **amend**
24 (1)(f) as follows:

25 **12-40-113. License renewal - requirements - fee - failure to**
26 **pay.** (1) (f) (I) ~~Effective April 1, 1993,~~ In addition to all other
27 requirements of this section for license renewal, the board shall require

1 that each optometrist seeking to renew a license shall have completed TO
2 COMPLETE twenty-four hours of board-approved continuing education.
3 Any optometrist desiring to renew a license to practice optometry in this
4 state shall submit to the board the information the board believes is
5 necessary to show that the optometrist has fulfilled the continuing
6 education requirements of this ~~paragraph (f)~~ SUBSECTION (1)(f).
7 Implementation of this ~~paragraph (f)~~ shall SUBSECTION (1)(f) MUST occur
8 within existing appropriations.

9 (II) AS A CONDITION OF RENEWING A LICENSE ON OR AFTER JULY
10 1, 2019, THE BOARD-APPROVED CONTINUING EDUCATION MUST INCLUDE
11 TRAINING REGARDING SUBSTANCE USE DISORDERS; THE USE OF FEDERAL
12 FOOD AND DRUG ADMINISTRATION-APPROVED MEDICATIONS, IN
13 COMBINATION WITH COUNSELING AND BEHAVIORAL THERAPIES, TO
14 PROVIDE A WHOLE-PATIENT APPROACH TO THE TREATMENT OF SUBSTANCE
15 USE DISORDERS; AND THE USE OF THE ELECTRONIC PRESCRIPTION DRUG
16 MONITORING PROGRAM CREATED IN PART 4 OF ARTICLE 42.5 OF THIS TITLE
17 12.

18 **SECTION 5.** In Colorado Revised Statutes, 12-64-110, **amend**
19 (4)(a) as follows:

20 **12-64-110. License renewal.** (4) (a) (I) In order to obtain license
21 renewal, each licensee, except as otherwise provided, must complete a
22 board-approved veterinary continuing ~~educational~~ EDUCATION program
23 of at least thirty-two hours biennially. AS A CONDITION OF RENEWING A
24 LICENSE ON OR AFTER JULY 1, 2019, THE BOARD-APPROVED CONTINUING
25 EDUCATION PROGRAM MUST INCLUDE TRAINING REGARDING SUBSTANCE
26 USE DISORDERS AND THE USE OF THE ELECTRONIC PRESCRIPTION DRUG
27 MONITORING PROGRAM CREATED IN PART 4 OF ARTICLE 42.5 OF THIS TITLE

1 12.

2 (II) The courses may be taken at any time during the period since
3 the license was last renewed and before the license is due to be renewed.
4 The licensee shall provide satisfactory proof of the completion of all
5 delinquent continuing education requirements. For good cause, the board
6 may prescribe the type and character of continuing education courses to
7 be taken by any ~~doctor of veterinary medicine~~ VETERINARIAN in order to
8 comply with the requirements of this ~~article~~ ARTICLE 64.

9 **SECTION 6.** In Colorado Revised Statutes, **add** 12-36-117.8 as
10 follows:

11 **12-36-117.8. Prescription medications - financial benefit for**
12 **prescribing prohibited.** A PHYSICIAN OR PHYSICIAN ASSISTANT SHALL
13 NOT ACCEPT ANY DIRECT OR INDIRECT BENEFIT FROM A PHARMACEUTICAL
14 MANUFACTURER OR PHARMACEUTICAL REPRESENTATIVE FOR PRESCRIBING
15 A SPECIFIC MEDICATION TO A PATIENT. FOR THE PURPOSES OF THIS
16 SECTION, A DIRECT OR INDIRECT BENEFIT DOES NOT INCLUDE A BENEFIT
17 OFFERED TO A PHYSICIAN OR PHYSICIAN ASSISTANT REGARDLESS OF
18 WHETHER THE SPECIFIC MEDICATION IS BEING PRESCRIBED.

19 **SECTION 7.** In Colorado Revised Statutes, 12-42.5-121, **add**
20 (1)(c) as follows:

21 **12-42.5-121. Labeling.** (1) A prescription drug dispensed
22 pursuant to an order must be labeled as follows:

23 (c) IF THE PRESCRIPTION DRUG IS DISPENSED TO A PATIENT FOR
24 OUTPATIENT USE AND CONTAINS AN OPIOID, THE LABEL OR CONTAINER
25 MUST BEAR A NOTIFICATION THAT STATES: "CAUTION: OPIOID. RISK OF
26 OVERDOSE AND ADDICTION."

27 **SECTION 8.** In Colorado Revised Statutes, 12-42.5-404, **add**

1 (3)(j) as follows:

2 **12-42.5-404. Program operation - access - rules - definitions -**
3 **repeal.** (3) The program is available for query only to the following
4 persons or groups of persons:

5 (j) A MEDICAL EXAMINER WHO IS A PHYSICIAN LICENSED
6 PURSUANT TO ARTICLE 36 OF THIS TITLE 12 WHOSE LICENSE IS IN GOOD
7 STANDING, AND WHO IS LOCATED AND EMPLOYED IN THE STATE OF
8 COLORADO, OR A CORONER ELECTED PURSUANT TO SECTION 30-10-601,
9 IF:

10 (I) THE INFORMATION RELEASED IS SPECIFIC TO AN INDIVIDUAL
11 WHO IS THE SUBJECT OF AN AUTOPSY CONDUCTED BY THE MEDICAL
12 EXAMINER OR CORONER;

13 (II) THE MEDICAL EXAMINER OR THE CORONER HAS LEGITIMATE
14 ACCESS TO THE INDIVIDUAL'S MEDICAL RECORD; AND

15 (III) THE INDIVIDUAL'S DEATH OR INJURY OCCURRED UNDER
16 UNUSUAL, SUSPICIOUS, OR UNNATURAL CIRCUMSTANCES.

17 **SECTION 9.** In Colorado Revised Statutes, 23-18-308, **amend**
18 **(1)(b) and (1)(c); and add (1)(d) as follows:**

19 **23-18-308. Fee-for-service contracts - limited purpose.**

20 **(1) Subject to available appropriations, the department shall enter into**
21 **fee-for-service contracts for the following purposes:**

22 **(b) The inclusive higher education pilot program pursuant to**
23 **section 23-75-104; and**

24 **(c) Cybersecurity and distributed ledger technologies, such as**
25 **blockchains, as set forth in sections 24-33.5-1904 and 24-33.5-1905; AND**

26 **(d) A PROGRAM TO INCREASE PUBLIC AWARENESS CONCERNING**
27 **OPIOID USE THAT IS DEVELOPED AND IMPLEMENTED BY THE CENTER FOR**

1 RESEARCH INTO SUBSTANCE USE DISORDER PREVENTION, TREATMENT, AND
2 RECOVERY SUPPORT STRATEGIES PURSUANT TO SECTION 27-80-118.

3 **SECTION 10.** In Colorado Revised Statutes, **add** 25-1-521 as
4 follows:

5 **25-1-521. State department - local public health agencies -**
6 **address substance use disorders - appropriation - repeal.** (1) FOR THE
7 2019-20 FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE TWO
8 MILLION DOLLARS TO THE STATE DEPARTMENT TO ADDRESS OPIOID AND
9 SUBSTANCE USE DISORDERS THROUGH PUBLIC HEALTH INTERVENTIONS
10 AND TO WORK WITH COMMUNITY PARTNERS, INCLUDING COUNTY AND
11 DISTRICT PUBLIC HEALTH AGENCIES, TO ADDRESS OPIOID AND OTHER
12 SUBSTANCE USE PRIORITIES THROUGHOUT THE STATE. THE STATE
13 DEPARTMENT MAY USE THE MONEY FOR DATA COLLECTION, ANALYSIS,
14 AND DISSEMINATION ACTIVITIES RELATED TO OPIOID AND OTHER
15 SUBSTANCE USE DISORDERS AT THE STATE AND LOCAL LEVELS, INCLUDING
16 COMMUNITY HEALTH ASSESSMENTS AND IMPROVEMENT PLANNING. THE
17 STATE DEPARTMENT MAY USE UP TO FIVE HUNDRED THOUSAND DOLLARS
18 OF THE MONEY FOR ADMINISTRATIVE COSTS AND OTHER ACTIVITIES
19 RELATED TO THE PURPOSES OF THIS SECTION.

20 (2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2020.

21 **SECTION 11.** In Colorado Revised Statutes, **add** 26-1-141 as
22 follows:

23 **26-1-141. Departments - report required - hepatitis and HIV**
24 **tests - definitions.** (1) ON OR BEFORE DECEMBER 31, 2019, THE
25 EXECUTIVE DIRECTORS OF THE DEPARTMENT OF HUMAN SERVICES, THE
26 DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, AND THE
27 DEPARTMENT OF CORRECTIONS SHALL SUBMIT A REPORT TO THE PUBLIC

1 HEALTH CARE AND HUMAN SERVICES COMMITTEE AND THE HEALTH AND
2 INSURANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE
3 HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE CONCERNING:

4 (a) THE AMOUNT OF FEDERAL FUNDS THAT EACH DEPARTMENT IS
5 ELIGIBLE TO RECEIVE OR IS CURRENTLY RECEIVING THAT MAY BE USED FOR
6 TESTING FOR HEPATITIS B, HEPATITIS C, OR HIV;

7 (b) THE NUMBER OF INDIVIDUALS CURRENTLY BEING TESTED FOR
8 EACH DISEASE LISTED IN SUBSECTION (1)(a) OF THIS SECTION; AND

9 (c) WHETHER EACH DEPARTMENT IS PLANNING TO INCREASE THE
10 NUMBER OF PEOPLE BEING TESTED FOR EACH DISEASE LISTED IN
11 SUBSECTION (1)(a) OF THIS SECTION.

12 (2) THE DEPARTMENTS SPECIFIED IN SUBSECTION (1) OF THIS
13 SECTION SHALL PREPARE MATERIALS DESCRIBING THE ELIGIBILITY
14 STANDARDS CURRENTLY IN USE FOR TREATMENT OF HEPATITIS B,
15 HEPATITIS C, AND HIV AND DISTRIBUTE MATERIALS TO PRIMARY CARE
16 PROVIDERS IN THE STATE. THE DEPARTMENTS MAY DISTRIBUTE THE
17 MATERIALS BY PROVIDING THE MATERIALS TO THE RELEVANT
18 PROFESSIONAL ASSOCIATION FOR THE PROVIDERS, AT PROFESSIONAL
19 ASSOCIATION MEETINGS AND CONFERENCES, OR BY OTHER APPROPRIATE
20 MEANS AS DETERMINED BY EACH DEPARTMENT.

21 (3) AS USED IN THIS SECTION:

22 (a) "ARRANGING FOR THE PROVISION" MEANS DEMONSTRATING
23 ESTABLISHED REFERRAL RELATIONSHIPS WITH HEALTH CARE PROVIDERS
24 FOR ANY OF THE COMPREHENSIVE PRIMARY CARE SERVICES NOT DIRECTLY
25 PROVIDED BY AN ENTITY.

26 (b) (I) "PRIMARY CARE" MEANS THE BASIC ENTRY-LEVEL HEALTH
27 CARE PROVIDED BY PHYSICIAN OR NONPHYSICIAN HEALTH CARE

1 PRACTITIONERS THAT IS GENERALLY PROVIDED IN AN OUTPATIENT
2 SETTING.

3 (II) "PRIMARY CARE" INCLUDES:

4 (A) PROVIDING OR ARRANGING FOR THE PROVISION OF PRIMARY
5 HEALTH CARE;

6 (B) MATERNITY CARE, INCLUDING PRENATAL CARE;

7 (C) PREVENTIVE, DEVELOPMENTAL, AND DIAGNOSTIC SERVICES
8 FOR INFANTS AND CHILDREN;

9 (D) ADULT PREVENTIVE SERVICES;

10 (E) DIAGNOSTIC LABORATORY AND RADIOLOGY SERVICES;

11 (F) EMERGENCY CARE FOR MINOR TRAUMA;

12 (G) PHARMACEUTICAL SERVICES; AND

13 (H) COORDINATION AND FOLLOW-UP FOR HOSPITAL CARE.

14 (III) "PRIMARY CARE" MAY ALSO INCLUDE OPTIONAL SERVICES
15 BASED ON A PATIENT'S NEEDS.

16 **SECTION 12.** In Colorado Revised Statutes, **add 27-80-103.5 as**
17 **follows:**

18 **27-80-103.5. Opioid prevention grant program - fund -**
19 **appropriation - report - repeal.** (1) (a) THERE IS CREATED IN THE
20 OFFICE OF BEHAVIORAL HEALTH, REFERRED TO IN THIS SECTION AS THE
21 "OFFICE", THE CHARLIE HUGHES AND NATHAN GAUNA OPIOID
22 PREVENTION GRANT PROGRAM TO IMPROVE YOUNG LIVES, WHICH IS A
23 FIVE-YEAR GRANT PROGRAM, REFERRED TO IN THIS SECTION AS THE
24 "PROGRAM", FOR PREVENTING OPIOID USE AMONG THE STATE'S YOUTH
25 POPULATION AND SUPPORTING YOUTH WHOSE FAMILY MEMBERS
26 EXPERIENCE ADDICTION. AN ENTITY THAT RECEIVES A GRANT PURSUANT
27 TO THIS SECTION SHALL APPLY THE GRANT TO ADMINISTER AN

1 EVIDENCE-BASED PROGRAM WITH CLEAR METRICS AND BENCHMARKS TO
2 DEVELOP, IMPLEMENT, AND IDENTIFY PROOF POINTS AND BEST PRACTICES
3 FOR PREVENTING OPIOID USE AMONG THE STATE'S YOUTH POPULATION.

4 (b) (I) THE OFFICE SHALL ADMINISTER THE PROGRAM, INCLUDING
5 PUBLISHING THE REQUIREMENTS TO RECEIVE A GRANT, REVIEWING
6 APPLICANTS, AND SELECTING GRANT RECIPIENTS.

7 (II) IN CHOOSING THE GRANT RECIPIENTS, THE OFFICE SHALL
8 CONSIDER THE NUMBER OF YOUTH TO BE SERVED BY THE APPLICANT, THE
9 GEOGRAPHIC LOCATION OF THE APPLICANT, AND THE DEMONSTRATION OF
10 NEED IN THE GEOGRAPHIC AREA TO BE SERVED. THE OFFICE MAY AWARD
11 A GRANT TO ONE OR MORE, BUT NOT MORE THAN FIVE, GEOGRAPHICALLY
12 DIVERSE APPLICANTS.

13 (III) THE OFFICE SHALL PRIORITIZE FUNDING REQUESTED AMOUNTS
14 IN THEIR ENTIRETY OR IN AMOUNTS SUBSTANTIALLY SUFFICIENT TO
15 ENSURE GRANT RECIPIENTS CAN FULLY OR SUBSTANTIALLY IMPLEMENT
16 PROGRAMS TO FIDELITY.

17 (IV) THE OFFICE SHALL PRIORITIZE AWARDS TO ENTITIES THAT
18 SERVE COMMUNITIES WITH HIGH RISK FACTORS FOR SUBSTANCE USE
19 COMBINED WITH LIMITED ACCESS TO TREATMENT SERVICES ACCORDING TO
20 STATE NEEDS ASSESSMENTS, COLORADO HEALTH INDICATOR DATA, AND
21 NATIONAL BEST PRACTICE TRENDS.

22 (2) AN APPLICANT FOR A GRANT THROUGH THE PROGRAM MUST:

23 (a) SERVE YOUTH FIVE YEARS OF AGE AND OLDER BUT YOUNGER
24 THAN NINETEEN YEARS OF AGE;

25 (b) BE A COMMUNITY-BASED YOUTH DEVELOPMENT
26 ORGANIZATION PROVIDING DIRECT SERVICES TO YOUTH;

27 (c) SERVE YOUTH LIVING IN COMMUNITIES EXPERIENCING AN

1 OPIOID CRISIS;

2 (d) DEMONSTRATE THAT IT WILL ADMINISTER AN EVIDENCE-BASED
3 SUBSTANCE USE PREVENTION PROGRAM LISTED AS A MODEL OR PROMISING
4 PROGRAM IN THE BLUEPRINTS FOR HEALTHY YOUTH DEVELOPMENT
5 PROGRAM REGISTRY;

6 (e) HAVE A HISTORY OF DELIVERING YOUTH PREVENTION
7 PROGRAMS; AND

8 (f) AGREE THAT DURING EACH GRANT YEAR, THE APPLICANT WILL:

9 (I) MEASURE THE YOUTH PARTICIPANTS' ATTITUDES ON OPIOID USE
10 AND OTHER SUBSTANCE USE; AND

11 (II) TRACK DEMOGRAPHICS, ATTENDANCE, AND PARTICIPATION IN
12 THE PROGRAM AND COMPILE AGGREGATED FEEDBACK ON THIS
13 INFORMATION FOR THE REPORT REQUIRED PURSUANT TO SUBSECTION (5)
14 OF THIS SECTION.

15 (3) THE OFFICE SHALL AWARD THE GRANTS TO THE SELECTED
16 RECIPIENTS ON OR BEFORE OCTOBER 1, 2019, AND CONTRACT WITH THE
17 GRANT RECIPIENTS NO LATER THAN NOVEMBER 1, 2019.

18 (4) THERE IS CREATED IN THE STATE TREASURY THE YOUTH OPIOID
19 AND SUBSTANCE USE PREVENTION FUND, WHICH CONSISTS OF MONEY
20 APPROPRIATED TO THE FUND BY THE GENERAL ASSEMBLY. FOR THE
21 2019-20 FISCAL YEAR, AND EACH FISCAL YEAR THEREAFTER THROUGH THE
22 2023-24 FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE A
23 TOTAL OF TWO MILLION DOLLARS TO THE FUND FROM THE MARIJUANA TAX
24 CASH FUND CREATED IN SECTION 39-28.8-501 (1). THE MONEY IN THE
25 FUND IS CONTINUOUSLY APPROPRIATED TO THE DEPARTMENT FOR USE BY
26 THE OFFICE FOR THE DIRECT AND INDIRECT COSTS OF THE PROGRAM. THE
27 OFFICE MAY USE UP TO TWO PERCENT OF THE MONEY IN THE FUND FOR THE

1 ADMINISTRATION AND EVALUATION OF THE PROGRAM. ANY UNEXPENDED
2 AND UNENCUMBERED MONEY REMAINING IN THE FUND AT THE END OF
3 EACH FISCAL YEAR OF THE PROGRAM REMAINS IN THE FUND AND SHALL
4 NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER
5 FUND. ANY UNEXPENDED AND UNENCUMBERED MONEY REMAINING IN THE
6 FUND ON JULY 1, 2024, REVERTS TO THE MARIJUANA TAX CASH FUND.

7 (5) THE OFFICE SHALL WORK WITH THE GRANT RECIPIENTS TO
8 OBTAIN THE AGGREGATED FEEDBACK REQUIRED BY SUBSECTION (2)(f)(II)
9 OF THIS SECTION. THE OFFICE SHALL SUBMIT A REPORT TO THE GENERAL
10 ASSEMBLY ON OR BEFORE JANUARY 1, 2024, REGARDING THE PROGRESS OF
11 EACH GRANT RECIPIENT BASED ON THE DATA OBTAINED PURSUANT TO
12 SUBSECTION (2)(f)(II) OF THIS SECTION AND THE PERFORMANCE METRICS
13 SPECIFIED IN THE RECIPIENT'S GRANT APPLICATION.

14 (6) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2024.
15 BEFORE ITS REPEAL, THE PROGRAM IS SCHEDULED FOR REVIEW PURSUANT
16 TO SECTION 24-34-104.

17 == =====
18 **SECTION 13.** In Colorado Revised Statutes, 27-80-118, **add** (5)
19 and (6) as follows:

20 **27-80-118. Center for research into substance use disorder**
21 **prevention, treatment, and recovery support strategies - legislative**
22 **declaration - established - repeal.** (5) (a) THE CENTER SHALL DEVELOP
23 AND IMPLEMENT A PROGRAM TO INCREASE PUBLIC AWARENESS
24 CONCERNING THE SAFE USE, STORAGE, AND DISPOSAL OF OPIOIDS AND THE
25 AVAILABILITY OF NALOXONE AND OTHER DRUGS USED TO BLOCK THE
26 EFFECTS OF AN OPIOID OVERDOSE.

27 (b) (I) FOR THE 2019-20 FISCAL YEAR AND EACH FISCAL YEAR

1 THEREAFTER THROUGH THE 2023-24 FISCAL YEAR, THE GENERAL
2 ASSEMBLY SHALL APPROPRIATE SEVEN HUNDRED FIFTY THOUSAND
3 DOLLARS PER YEAR TO THE CENTER FROM THE MARIJUANA TAX CASH FUND
4 CREATED IN SECTION 39-28.8-501 (1) FOR THE PURPOSES OF THIS
5 SUBSECTION (5).

6 (II) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE SEPTEMBER 1,
7 2024. BEFORE ITS REPEAL, THE PROGRAM CREATED IN THIS SUBSECTION
8 (5) IS SCHEDULED FOR REVIEW PURSUANT TO SECTION 24-34-104.

9 (6) (a) THE CENTER MAY EMPLOY UP TO FOUR ADDITIONAL
10 EMPLOYEES TO WORK AS GRANT WRITERS IN ORDER TO AID LOCAL
11 COMMUNITIES IN NEED OF ASSISTANCE IN APPLYING FOR GRANTS TO
12 ACCESS STATE AND FEDERAL MONEY TO ADDRESS OPIOID AND OTHER
13 SUBSTANCE USE DISORDERS IN THEIR COMMUNITIES. THE CENTER SHALL
14 DETERMINE THE COMMUNITIES IN WHICH TO PROVIDE THE GRANT WRITING
15 ASSISTANCE.

16 (b) FOR THE FISCAL YEAR 2019-20, THE GENERAL ASSEMBLY
17 SHALL APPROPRIATE MONEY FROM THE GENERAL FUND TO THE
18 DEPARTMENT FOR ALLOCATION TO THE CENTER FOR THE PURPOSES OF THIS
19 SUBSECTION (6). THE CENTER MAY USE THE MONEY TO HIRE NEW
20 EMPLOYEES AND FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH
21 THIS SUBSECTION (6).

22 **SECTION 14.** In Colorado Revised Statutes, 24-34-104, **add**
23 (25)(a)(XX) and (25)(a)(XXI) as follows:

24 **24-34-104. General assembly review of regulatory agencies**
25 **and functions for repeal, continuation, or reestablishment - legislative**
26 **declaration - repeal.** (25) (a) The following agencies, functions, or both,
27 are scheduled for repeal on September 1, 2024:

1 (XX) THE CHARLIE HUGHES AND NATHAN GAUNA OPIOID
2 PREVENTION GRANT PROGRAM TO IMPROVE YOUNG LIVES CREATED IN
3 SECTION 27-80-103.5;

4 ==
5 (XXI) THE PROGRAM TO INCREASE PUBLIC AWARENESS
6 CONCERNING THE SAFE USE, STORAGE, AND DISPOSAL OF OPIOIDS AND THE
7 AVAILABILITY OF NALOXONE AND OTHER DRUGS USED TO BLOCK THE
8 EFFECTS OF AN OPIOID OVERDOSE DEVELOPED PURSUANT TO SECTION
9 27-80-118 (5).

10 == === ==
11 **SECTION 15.** In Colorado Revised Statutes, **add** part 2 to article
12 82 of title 27 as follows:

13 PART 2

14 MATERNAL AND CHILD HEALTH PILOT PROGRAM

15 **27-82-201. Legislative declaration.** THE GENERAL ASSEMBLY
16 FINDS AND DECLARES THAT FACILITIES THAT PROVIDE TREATMENT TO
17 INDIVIDUALS WITH A SUBSTANCE USE DISORDER, INCLUDING
18 MEDICATION-ASSISTED TREATMENT, AND CLINICS THAT PROVIDE
19 OBSTETRIC AND GYNECOLOGICAL HEALTH CARE SERVICES WOULD BETTER
20 SERVE PREGNANT AND POSTPARTUM WOMEN IF THE SERVICES COULD BE
21 COORDINATED AND PROVIDED TO WOMEN AT THE SAME LOCATION. IT IS
22 THE INTENT OF THE GENERAL ASSEMBLY TO PROVIDE GENERAL FUND
23 MONEY TO FUND A PILOT PROGRAM TO INTEGRATE THESE HEALTH CARE
24 SERVICES AT SPECIFIED FACILITIES AND CLINICS AND REQUIRE THE OFFICE
25 OF BEHAVIORAL HEALTH TO EVALUATE THE PILOT PROGRAM AND REPORT
26 THE RESULTS OF THE PILOT PROGRAM TO THE GENERAL ASSEMBLY.

27 **27-82-202. Definitions.** AS USED IN THIS PART 2, UNLESS THE

1 CONTEXT OTHERWISE REQUIRES:

2 (1) "CLINIC" MEANS A SITE THAT PROVIDES OBSTETRIC AND
3 GYNECOLOGICAL HEALTH CARE.

4 (2) "LICENSED HEALTH CARE PROVIDER" MEANS A PHYSICIAN OR
5 PHYSICIAN ASSISTANT LICENSED PURSUANT TO ARTICLE 36 OF TITLE 12 OR
6 A NURSE LICENSED PURSUANT TO ARTICLE 38 OF TITLE 12.

7 (3) "PILOT PROGRAM" MEANS THE MATERNAL AND CHILD HEALTH
8 PILOT PROGRAM CREATED IN SECTION 27-82-203.

9 (4) "TREATMENT FACILITY" MEANS A HEALTH CARE FACILITY THAT
10 PROVIDES SUBSTANCE USE DISORDER OR MEDICATION-ASSISTED
11 TREATMENT AND THAT IS APPROVED BY THE OFFICE OF BEHAVIORAL
12 HEALTH PURSUANT TO SECTION 27-82-103.

13 **27-82-203. Maternal and child health pilot program - created**
14 **- eligibility of grant recipients - rules - report.** (1) THERE IS CREATED
15 IN THE DEPARTMENT THE MATERNAL AND CHILD HEALTH PILOT PROGRAM.
16 THE OFFICE OF BEHAVIORAL HEALTH SHALL ADMINISTER THE PILOT
17 PROGRAM. THE PURPOSE OF THE PILOT PROGRAM IS TO:

18 (a) PROVIDE GRANTS TO THREE TREATMENT FACILITIES TO
19 FACILITATE THE INTEGRATION OF OBSTETRIC AND GYNECOLOGICAL
20 HEALTH CARE; AND

21 (b) PROVIDE GRANTS TO SIX CLINICS TO FACILITATE THE
22 INTEGRATION OF BEHAVIORAL HEALTH, INCLUDING SUBSTANCE USE
23 DISORDER TREATMENT OR MEDICATION-ASSISTED TREATMENT, INTO
24 OBSTETRIC AND GYNECOLOGICAL HEALTH CARE AT THE CLINICS.

25 (2) THE OFFICE OF BEHAVIORAL HEALTH SHALL DETERMINE THE
26 CRITERIA FOR TREATMENT FACILITIES AND CLINICS TO BE ELIGIBLE TO
27 RECEIVE THE GRANTS.

1 (3) (a) (I) A TREATMENT FACILITY THAT IS AWARDED A GRANT
2 SHALL INTEGRATE PRENATAL, POSTPARTUM, AND OTHER HEALTH CARE
3 SERVICES DELIVERED BY LICENSED HEALTH CARE PROVIDERS INTO THE
4 SERVICES CURRENTLY PROVIDED AT THE TREATMENT FACILITY.

5 (II) A TREATMENT FACILITY THAT IS AWARDED A GRANT MAY USE
6 THE GRANT TO HIRE CLINICAL STAFF AND TO PROVIDE CLINICAL UPDATES,
7 INCLUDING TRAINING STAFF AND UPGRADING AND CHANGING
8 TECHNOLOGY PLATFORMS TO SUPPORT INTEGRATED CARE, IN ORDER TO
9 PERFORM OBSTETRIC AND GYNECOLOGICAL HEALTH CARE WITHIN THE
10 TREATMENT FACILITY. A TREATMENT FACILITY WITH LOW PATIENT
11 VOLUME MAY PARTNER WITH OTHER TREATMENT FACILITIES AND CLINICS
12 TO PROVIDE INTEGRATED CARE.

13 (b) (I) A CLINIC THAT IS AWARDED A GRANT SHALL INTEGRATE
14 BEHAVIORAL HEALTH CARE SERVICES PROVIDED BY SOCIAL WORKERS AND
15 OTHER BEHAVIORAL HEALTH CARE PROFESSIONALS LICENSED PURSUANT
16 TO ARTICLE 43 OF TITLE 12, INCLUDING MENTAL HEALTH SERVICES,
17 SUBSTANCE USE DISORDER TREATMENT, OR MEDICATION-ASSISTED
18 TREATMENT, INTO THE HEALTH CARE SERVICES CURRENTLY PROVIDED AT
19 THE CLINIC.

20 (II) A CLINIC MAY USE THE GRANT FOR SERVICES INCLUDING
21 TRAINING CLINICAL STAFF, UPGRADING AND CHANGING TECHNOLOGY
22 PLATFORMS TO SUPPORT INTEGRATED CARE, EMPLOYING BEHAVIORAL
23 HEALTH CARE PROVIDERS, AND COORDINATING AND REFERRING PATIENTS
24 TO BEHAVIORAL HEALTH CARE PROVIDERS OUTSIDE THE CLINIC.

25 (4) THE STATE BOARD OF HUMAN SERVICES WITHIN THE
26 DEPARTMENT, IN CONSULTATION WITH THE OFFICE OF BEHAVIORAL
27 HEALTH, MAY PROMULGATE RULES TO IMPLEMENT THE PILOT PROGRAM.

1 THE RULES MUST INCLUDE:

2 (a) THE PROCEDURES AND TIMELINES BY WHICH A TREATMENT
3 FACILITY OR CLINIC MAY APPLY FOR A GRANT;

4 (b) GRANT APPLICATION CONTENTS; AND

5 (c) CRITERIA FOR DETERMINING ELIGIBILITY FOR AND THE AMOUNT
6 OF EACH GRANT AWARDED TO A TREATMENT FACILITY OR CLINIC.

7 (5) THE EXECUTIVE DIRECTOR SHALL DETERMINE A PROCESS TO
8 EVALUATE THE GRANT RECIPIENTS AND THE INTEGRATION OF HEALTH
9 CARE RESULTING FROM THE PILOT PROGRAM. THE OFFICE OF BEHAVIORAL
10 HEALTH SHALL REPORT THE RESULTS OF THE PILOT PROGRAM TO THE
11 HEALTH CARE AND HUMAN SERVICES AND THE HEALTH AND INSURANCE
12 COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE HEALTH AND
13 HUMAN SERVICES COMMITTEE OF THE SENATE, OR THEIR SUCCESSOR
14 COMMITTEES.

15 **27-82-204. Funding for pilot program.** (1) (a) FOR THE 2019-20
16 THROUGH 2021-22 FISCAL YEARS, THE GENERAL ASSEMBLY SHALL
17 APPROPRIATE MONEY EACH FISCAL YEAR FROM THE GENERAL FUND TO THE
18 DEPARTMENT, FOR ALLOCATION TO THE OFFICE OF BEHAVIORAL HEALTH
19 TO IMPLEMENT THE PILOT PROGRAM. THE OFFICE OF BEHAVIORAL HEALTH
20 MAY USE A PORTION OF THE MONEY ANNUALLY APPROPRIATED FOR THE
21 PILOT PROGRAM TO PAY THE DIRECT AND INDIRECT COSTS INCURRED TO
22 ADMINISTER THE PILOT PROGRAM.

23 (b) IF ANY UNEXPENDED OR UNCOMMITTED MONEY APPROPRIATED
24 FOR THE 2019-20 OR 2020-21 FISCAL YEAR REMAINS AT THE END OF
25 EITHER FISCAL YEAR, THE OFFICE OF BEHAVIORAL HEALTH MAY EXPEND
26 THE MONEY IN ACCORDANCE WITH THIS SECTION IN THE SUCCEEDING
27 FISCAL YEAR WITHOUT FURTHER APPROPRIATION. ANY UNEXPENDED OR

1 UNCOMMITTED MONEY REMAINING AT THE END OF THE 2021-22 FISCAL
2 YEAR REVERTS TO THE GENERAL FUND.

3 (2) THE DEPARTMENT MAY SOLICIT, ACCEPT, AND EXPEND ANY
4 GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES TO
5 IMPLEMENT OR ADMINISTER THE PILOT PROGRAM.

6 **27-82-205. Repeal of part.** THIS PART 2 IS REPEALED, EFFECTIVE
7 DECEMBER 31, 2022.

8 **SECTION 16.** In Colorado Revised Statutes, 12-290-119, **amend**
9 **as relocated by House Bill 19-1172 (1)(a)** as follows:

10 **12-290-119. Renewal of license - continuing education -**
11 **professional development program - rules - renewal questionnaire.**

12 (1) (a) The board shall set reasonable continuing education requirements
13 for THE renewal of A license, but in no event shall the board require more
14 than fourteen hours' credit of continuing education per year. AS A
15 CONDITION OF RENEWING A LICENSE ON OR AFTER JULY 1, 2019, THE
16 CONTINUING EDUCATION REQUIREMENTS MUST INCLUDE TRAINING
17 REGARDING SUBSTANCE USE DISORDERS; THE USE OF FEDERAL FOOD AND
18 DRUG ADMINISTRATION-APPROVED MEDICATIONS, IN COMBINATION WITH
19 COUNSELING AND BEHAVIORAL THERAPIES, TO PROVIDE A WHOLE-PATIENT
20 APPROACH TO THE TREATMENT OF SUBSTANCE USE DISORDERS; AND THE
21 USE OF THE ELECTRONIC PRESCRIPTION DRUG MONITORING PROGRAM
22 CREATED IN PART 4 OF ARTICLE 280 OF THIS TITLE 12. A podiatrist desiring
23 to renew his or her license to practice podiatry shall submit to the board
24 the information the board believes necessary to show that the podiatrist
25 has fulfilled the board's continuing education requirements and a fee to
26 be determined and collected pursuant to section 12-20-105.

27 **SECTION 17.** In Colorado Revised Statutes, 12-220-145, **amend**

1 **as relocated by House Bill 19-1172 (2)** as follows:

2 **12-220-145. Continuing education requirements - rules.**

3 (2) The board may adopt rules establishing the basic requirements for
4 continuing education, including the types of programs that qualify,
5 exemptions for persons holding an inactive or retired license,
6 requirements for courses designed to enhance clinical skills for certain
7 licenses, and the manner by which dentists and dental hygienists are to
8 report compliance with the continuing education requirements. AS A
9 CONDITION OF RENEWING, REACTIVATING, OR REINSTATING A LICENSE ON
10 OR AFTER JULY 1, 2019, THE CONTINUING EDUCATION MUST INCLUDE
11 TRAINING REGARDING SUBSTANCE USE DISORDERS; THE USE OF FEDERAL
12 FOOD AND DRUG ADMINISTRATION-APPROVED MEDICATIONS, IN
13 COMBINATION WITH COUNSELING AND BEHAVIORAL THERAPIES, TO
14 PROVIDE A WHOLE-PATIENT APPROACH TO THE TREATMENT OF SUBSTANCE
15 USE DISORDERS; AND THE USE OF THE ELECTRONIC PRESCRIPTION DRUG
16 MONITORING PROGRAM CREATED IN PART 4 OF ARTICLE 280 OF THIS TITLE
17 12.

18 **SECTION 18.** In Colorado Revised Statutes, **amend as relocated**
19 **by House Bill 19-1172 12-255-129** as follows:

20 **12-255-129. Continuing education - rules.** (1) In addition to any
21 other authority conferred upon the board by this article 255, the board is
22 authorized to require no more than twenty hours of continuing education
23 every two years as a condition of renewal of licenses and to establish
24 procedures and standards for the educational requirements. The board
25 shall, to assure that the continuing education requirements imposed do not
26 have the effect of restraining competition among providers of the
27 education, recognize a variety of alternative means of compliance with

1 ~~such~~ THE requirements.

2 (2) AS A CONDITION OF RENEWING A LICENSE ON OR AFTER JULY
3 1, 2019, FOR ADVANCED PRACTICE NURSES WHO HAVE PRESCRIPTIVE
4 AUTHORITY PURSUANT TO SECTION 12-255-112, THE CONTINUING
5 EDUCATION REQUIREMENT MUST INCLUDE TRAINING REGARDING
6 SUBSTANCE USE DISORDERS; THE USE OF FEDERAL FOOD AND DRUG
7 ADMINISTRATION-APPROVED MEDICATIONS, IN COMBINATION WITH
8 COUNSELING AND BEHAVIORAL THERAPIES, TO PROVIDE A WHOLE-PATIENT
9 APPROACH TO THE TREATMENT OF SUBSTANCE USE DISORDERS; AND THE
10 USE OF THE ELECTRONIC PRESCRIPTION DRUG MONITORING PROGRAM
11 CREATED IN PART 4 OF ARTICLE 280 OF THIS TITLE 12.

12 (3) The board shall adopt rules that are necessary to carry out the
13 provisions of this section, ~~the~~ WHICH rules ~~to~~ MUST be promulgated in
14 accordance with ~~the provisions of~~ article 4 of title 24.

15 **SECTION 19.** In Colorado Revised Statutes, 12-275-115, **amend**
16 **as relocated by House Bill 19-1172** (3) as follows:

17 **12-275-115. License renewal - questionnaire - continuing**
18 **education.** (3) (a) ~~Effective April 1, 1993,~~ In addition to all other
19 requirements of this section for license renewal, the board shall require
20 that each optometrist seeking to renew a license ~~shall have completed~~ TO
21 COMPLETE twenty-four hours of board-approved continuing education.
22 Any optometrist desiring to renew a license to practice optometry in this
23 state shall submit to the board the information the board believes is
24 necessary to show that the optometrist has fulfilled the continuing
25 education requirements of this subsection (3). Implementation of this
26 subsection (3) shall occur within existing appropriations.

27 (b) AS A CONDITION OF RENEWING A LICENSE ON OR AFTER JULY

1 1, 2019, THE BOARD-APPROVED CONTINUING EDUCATION MUST INCLUDE
2 TRAINING REGARDING SUBSTANCE USE DISORDERS; THE USE OF FEDERAL
3 FOOD AND DRUG ADMINISTRATION-APPROVED MEDICATIONS, IN
4 COMBINATION WITH COUNSELING AND BEHAVIORAL THERAPIES, TO
5 PROVIDE A WHOLE-PATIENT APPROACH TO THE TREATMENT OF SUBSTANCE
6 USE DISORDERS; AND THE USE OF THE ELECTRONIC PRESCRIPTION DRUG
7 MONITORING PROGRAM CREATED IN PART 4 OF ARTICLE 280 OF THIS TITLE
8 12.

9 **SECTION 20.** In Colorado Revised Statutes, 12-315-110, **amend**
10 **as relocated by House Bill 19-1172** (3)(a) as follows:

11 **12-315-110. License renewal.** (3) (a) (I) In order to obtain
12 license renewal, each licensee, except as otherwise provided, must
13 complete a board-approved veterinary continuing ~~educational~~ EDUCATION
14 program of at least thirty-two hours biennially. AS A CONDITION OF
15 RENEWING A LICENSE ON OR AFTER JULY 1, 2019, THE BOARD-APPROVED
16 CONTINUING EDUCATION PROGRAM MUST INCLUDE TRAINING REGARDING
17 SUBSTANCE USE DISORDERS AND THE USE OF THE ELECTRONIC
18 PRESCRIPTION DRUG MONITORING PROGRAM CREATED IN PART 4 OF
19 ARTICLE 280 OF THIS TITLE 12.

20 (II) The courses may be taken at any time during the period since
21 the license was last renewed and before the license is due to be renewed.
22 The licensee shall provide satisfactory proof of the completion of all
23 delinquent continuing education requirements. For good cause, the board
24 may prescribe the type and character of continuing education courses to
25 be taken by any ~~doctor of veterinary medicine~~ VETERINARIAN in order to
26 comply with the requirements of this article 315.

27 **SECTION 21.** In Colorado Revised Statutes, **add to article 240**

1 **as relocated by House Bill 19-1172** 12-240-145 as follows:

2 **12-240-145. Prescription medications - financial benefit for**
3 **prescribing prohibited.** A PHYSICIAN OR PHYSICIAN ASSISTANT SHALL
4 NOT ACCEPT ANY DIRECT OR INDIRECT BENEFIT FROM A PHARMACEUTICAL
5 MANUFACTURER OR PHARMACEUTICAL REPRESENTATIVE FOR PRESCRIBING
6 A SPECIFIC MEDICATION TO A PATIENT. FOR THE PURPOSES OF THIS
7 SECTION, A DIRECT OR INDIRECT BENEFIT DOES NOT INCLUDE A BENEFIT
8 OFFERED TO A PHYSICIAN OR PHYSICIAN ASSISTANT REGARDLESS OF
9 WHETHER THE SPECIFIC MEDICATION IS BEING PRESCRIBED.

10 **SECTION 22.** In Colorado Revised Statutes, 12-280-124, **add as**
11 **relocated by House Bill 19-1172** (1)(c) as follows:

12 **12-280-124. Labeling.** (1) A prescription drug dispensed
13 pursuant to an order must be labeled as follows:

14 (c) IF THE PRESCRIPTION DRUG IS DISPENSED TO A PATIENT FOR
15 OUTPATIENT USE AND CONTAINS AN OPIOID, THE LABEL OR CONTAINER
16 MUST BEAR A NOTIFICATION THAT STATES: "CAUTION: OPIOID. RISK OF
17 OVERDOSE AND ADDICTION."

18 **SECTION 23.** In Colorado Revised Statutes, 12-280-404, **add as**
19 **relocated by House Bill 19-1172** (3)(l) as follows:

20 **12-280-404. Program operation - access - rules - definitions -**
21 **repeal.** (3) The program is available for query only to the following
22 persons or groups of persons:

23 (l) A MEDICAL EXAMINER WHO IS A PHYSICIAN LICENSED
24 PURSUANT TO ARTICLE 240 OF THIS TITLE 12, WHOSE LICENSE IS IN GOOD
25 STANDING, AND WHO IS LOCATED AND EMPLOYED IN THE STATE OF
26 COLORADO, OR A CORONER ELECTED PURSUANT TO SECTION 30-10-601,
27 IF:

1 (I) THE INFORMATION RELEASED IS SPECIFIC TO AN INDIVIDUAL
2 WHO IS THE SUBJECT OF AN AUTOPSY CONDUCTED BY THE MEDICAL
3 EXAMINER OR CORONER;

4 (II) THE MEDICAL EXAMINER OR THE CORONER HAS LEGITIMATE
5 ACCESS TO THE INDIVIDUAL'S MEDICAL RECORD; AND

6 (III) THE INDIVIDUAL'S DEATH OR INJURY OCCURRED UNDER
7 UNUSUAL, SUSPICIOUS, OR UNNATURAL CIRCUMSTANCES.

8 **SECTION 24. Appropriation.** (1) For the 2019-20 state fiscal
9 year, \$157,754 is appropriated to the department of human services for
10 use by the office of behavioral health. This appropriation is from the
11 general fund and is based on an assumption that the office will require an
12 additional 1.5 FTE. To implement this act, the office may use this
13 appropriation for the administration and evaluation expenses related to
14 the Charlie Hughes and Nathan Gauna opioid prevention grant program.

15 (2) For the 2019-20 state fiscal year, \$2,000,000 is appropriated
16 to the youth opioid and substance use prevention fund created in section
17 27-80-103.5 (4), C.R.S. This appropriation is from the marijuana tax cash
18 fund created in section 39-28.8-501 (1), C.R.S. The department of human
19 services is responsible for the accounting related to this appropriation.

20 (3) For the 2019-20 state fiscal year, \$997,754 is appropriated to
21 the department of human services for use by the office of behavioral
22 health. This appropriation is from the general fund and is based on an
23 assumption that the office will require an additional 1.5 FTE. To
24 implement this act, the office may use this appropriation for the maternal
25 and child health pilot program.

26 (4) For the 2019-20 state fiscal year, \$750,000 is appropriated to
27 the department of higher education for use by the regents of the university

1 of Colorado. This appropriation is from the marijuana tax cash fund
2 created in section 39-28.8-501 (1), C.R.S. To implement this act, the
3 regents may use this appropriation for allocation to the center for research
4 into substance use disorder prevention, treatment, and recovery support
5 strategies and the college of nursing.

6 (5) For the 2019-20 state fiscal year, \$50,000 is appropriated to
7 the department of higher education. This appropriation is from the general
8 fund. To implement this act, the department may use this appropriation
9 for the college opportunity fund program to be used for limited purpose
10 fee-for-service contracts with state institutions.

11 (6) For the 2019-20 state fiscal year, \$50,000 is appropriated to
12 the department of higher education. This appropriation is from
13 reappropriated funds received from the limited purpose fee-for-service
14 contracts with state institutions under subsection (6) of this section. To
15 implement this act, the department may use this appropriation for the
16 regents of the university of Colorado for allocation to the center for
17 research into substance use disorder prevention, treatment, and recovery
18 support strategies.

19 (7) For the 2019-20 state fiscal year, \$2,000,000 is appropriated
20 to the department of public health and environment. This appropriation
21 is from the general fund. To implement this act, the office may use this
22 appropriation as follows:

23 (a) \$71,852 for use by the prevention services division for
24 administration, which amount is based on an assumption that the division
25 will require an additional 0.9 FTE;

26 (b) \$1,564,148 for distributions to local public health agencies;
27 and

1 (c) \$364,000 for personal services related to health statistics and
2 vital records.

3 **SECTION 25. Effective date - applicability.** (1) This act takes
4 effect upon passage; except that sections 16 through 23 of this act take
5 effect only if House Bill 19-1172 becomes law, in which case sections 16
6 through 23 take effect October 1, 2019.

7 (2) This act applies to conduct occurring on or after the effective
8 date of this act.

9 **SECTION 26. Safety clause.** The general assembly hereby finds,
10 determines, and declares that this act is necessary for the immediate
11 preservation of the public peace, health, and safety.